

Regular

Council meets in formal session this day at 6:00 o'clock p.m., in the Council Chambers.

Members Present:

Mayor Francis
Councillor Dilkens
Councillor Gignac
Councillor Halberstadt
Councillor Hatfield
Councillor Jones
Councillor Maghnieh
Councillor Marra
Councillor Payne
Councillor Sleiman
Councillor Valentinis

Members Absent:

None.

Call to Order

Following the playing of the Canadian National Anthem, Reverend Ernie Harris from New Beginnings Christian Church, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

Councillor Payne discloses an interest and abstains from voting on Communication No. 43, respecting the report of the Chief Building Official dated January 5, 2011 entitled "Demolition of Fire Damaged Duplex at 3332-3334 Sandwich Street", due to his involvement in the BUHDAG Application to quash certain by-laws related to the boarded up houses west of the Ambassador Bridge.

Z/8581

Councillor Payne discloses an interest and abstains from voting on Item No.15, respecting the report of the City Planner dated November 29, 2010 entitled "Request to Repair Balconies at 3410 Peter Street", due to his involvement in the BUHDAG Application to quash certain by-laws related to the boarded up houses west of the Ambassador Bridge.

ZP/9682

Councillor Payne discloses an interest and abstains from voting on Item No. 17, respecting the report of the City Planner dated December 13, 2010 entitled "Request for Demolition of Four-Plex Unit at 399-345 Dougall Avenue", due to his involvement in the BUHDAG Application to quash certain by-laws related to the boarded up houses west of the Ambassador Bridge.

SB2011

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Clerk's Note: Councillor Payne indicated at the January 17, 2011 meeting of Council that he discloses an interest and declares a conflict on Item No. 16 which was listed on the January 10, 2011 Council Agenda respecting the report of the City Planner dated November 18, 2010 entitled "Request to Repair Balconies and Parking Structure at 3590 Peter Street". due to his involvement in the BUHDAG Application to quash certain by-laws related to the boarded up houses west of the Ambassador Bridge.√

√√SV

ZP/9691

Minutes

Moved by Councillor Dilkens, seconded by Councillor Gignac,

That the Minutes of the regular meeting of Council held November 29, 2010; Minutes of the Inaugural meeting of Council held December 6, 2010 and Minutes the Strategic Planning Session of City Council held on December 13, 2010, **BE ADOPTED** as presented.

Carried.

Notice of Proclamations

National Alzheimer Awareness Month – January 2011

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);
 - ii) **Report No. 291 of the Windsor Heritage Committee** of its meeting held November 10, 2010;
 - iii) **Report No. 292 of the Windsor Heritage Committee** of its meeting held November 10, 2010;
 - iv) **Report No. 293 of the Windsor Heritage Committee** of its meeting held November 10, 2010;
 - v) **Report No. 294 of the Windsor Heritage Committee** of its meeting held November 10, 2010;
 - vi) **Report No. 295 of the Windsor Heritage Committee** of its meeting held November 10, 2010; and
 - vii) **Report No. 296 of the Windsor Heritage Committee** of its meeting held December 8, 2010.
- (g) consideration of By-laws No. 1-2011 through 8-2011 (inclusive).

Carried.

Communications

Moved by Councillor Jones, seconded by Councillor Maghnieh,

M1-2011 That the following Communication Items 1 to 23, 25 to 32, 34 to 37, 40, 42 to 58 and 60 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 November 24, 2010 **BE ADOPTED**; and further, that Communication No. 24, 33, 38, 39, 41 and 59 be dealt with as follows:

Communication No. 24:

Moved by Councillor Hatfield, seconded by Councillor Marra,
M2-2011 That the correspondence dated November 30, 2010 from Ontario Good Roads Association (OGRA), pertaining to the request to support the Weather Network as a basic cable service **BE REFERRED** to the City Engineer and the Fire Chief to issue a letter of **SUPPORT** endorsing this initiative.
Carried.

MC2011

Communication No. 33:

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M3-2011 That the site plan approval application from the Manager of Urban design for the application of 1531038 Ontario Limited for the site plan approval to permit a two storey commercial development with medical and business offices and retail pharmacy located at 1186-1192 Ouellette Avenue **BE DEFERRED** to the January 17, 2011 meeting of Council to allow ample time for review.
Carried.

ZS/10860

Communication No. 38:

Moved by Councillor Jones, seconded by Councillor Halberstadt,
M4-2011 That the correspondence from Daniel Vollans, respecting a request to operate an automotive repair business at his residence located at 3540 Wolfe Court **BE DEFERRED** to the January 31, 2011 meeting of Council and that administration **BE DIRECTED** to prepare an administrative report on this matter and to allow for delegations.
Carried.

MH/9899 ZB/10880

Communication No. 39:

Moved by Councillor Gignac, seconded by Councillor Jones,
M5-2011 That the report of the City Engineer dated November 8, 2010 entitled "Response to CQ 82-2010 & CQ 83-2010, Matters Pertaining to the Little River" **BE DEFERRED** to the January 17, 2011 meeting of Council to allow ample time for review.
Carried.

SW2011

Communication No. 41:

Moved by Councillor Halberstadt, seconded by Councillor Jones,
M6-2011 That the report of the Executive Director of Human Resources dated November 22, 2010 entitled "Council Information on Bumping" **BE DEFERRED** to the January 17, 2011 meeting of Council to allow ample time for review.
Carried.

SSC/6751

Communication No. 59:

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
M7-2011 That the City of Windsor **CONTRIBUTE** \$2,060.00 to sponsor the Annual Willistead reception, which will be held Sunday, February 6, 2011.
 Carried.

MB2011

Item	From	Description
1	Office of the Minister of Natural Resources Canada	Acknowledgment of receipt of correspondence regarding M311-2010 of a petition to remove HST from electricity and heating. Note & File ACO2011
2	Department of Finance Canada	Acknowledgment of receipt of correspondence regarding M311-2010 of a petition to remove HST from electricity and heating. Note & File ACO2011
3	The Premier of Ontario	Acknowledgment of receipt of correspondence regarding M311-2010 of a petition to remove HST from electricity and heating. Note & File MU2011
4	Ministry of Transportation	Windsor-Essex Parkway Assumption of Highways in the City of Windsor. Executive Director of Operations City Engineer Chief Building Official Note & File MT2011
5	Ministry of Transportation	Improvements to the Canadian Plaza of the Windsor-Detroit Tunnel – Notice of Study Completion. City Engineer General Manager of Windsor-Detroit Tunnel Commission (A) Note & File SW/7961
6	Ministry of Citizenship and Immigration	Nominations for the Ontario Medal for Young Volunteers. Note & File GM2011
7	Ministry of Citizenship and Immigration	Volunteer Service Award Program. Note & File GM2011
8	Ministry of the Environment	Certificate of Approval – Municipal and Private Sewage Works for sanitary sewers to be constructed on 8 th Concession Road from Highway 401 to County Road 46. City Engineer Manager of Environmental Services SW2011

9	Ministry of Health & Long-Term Care	Funding for Huron Lodge – Late Career Nurse Initiative for the fiscal year 2010/2011. Community Development & Health Commissioner Chief Financial Officer & City Treasurer Note & File AH2011
10	<ul style="list-style-type: none"> • Association of Municipalities of Ontario (AMO) • Canada Ontario Infrastructure Secretariat • Federation of Canadian Municipalities (FCM) 	Infrastructure Stimulus Deadline Extension to October 31, 2011. City Engineer COUNCIL DIRECTION REQUESTED AFB/10444
11	Province of Ontario & Association of Municipalities of Ontario (AMO)	Joint Annual Memorandum of Understanding Statement December 2010. Chief Financial Officer & City Treasurer Note & File MMA2011
12	Association of Municipalities of Ontario (AMO)	Government announces Provincial Long Term Affordable Housing Strategy. Community Development & Health Commissioner Note & File MMA2011
13	Association of Municipalities of Ontario (AMO)	Federal Gas Tax Fund Permanency Update. City Engineer Chief Financial Officer & City Treasurer General Manager, Transit Windsor Note & File MMA2011
14	Association of Municipalities of Ontario (AMO)	Amendments to the Health Promotion and Protection Act expand the powers of the Chief Medical Officer of Health. Community Development & Health Commissioner Note & File MMA2011
15	Association of Municipalities of Ontario (AMO)	Government will make changes to welfare but Special Diet Allowance stays for now. Community Development & Health Commissioner Note & File MMA2011
16	Association of Municipalities of Ontario (AMO)	Notification of upcoming elections for President of Board of Directors and Directors of Caucuses. Note & File MMA2011
17	Association of Municipalities of Ontario (AMO)	Ontario Municipal Partnership Fund (OMPF) Allocations announced. Community Development & Health Commissioner Chief Financial Officer & City Treasurer Note & File

		MMA2011
18	Association of Municipalities of Ontario (AMO)	AMO Report to Members on November 2010 Board Meeting. Note & File MMA 2011
19	Association of Municipalities of Ontario (AMO)	Auditor General of Ontario Releases 2010 Annual Report. Chief Financial Officer & City Treasurer City Engineer Note & File MMA 2011
20	Municipal Property Assessment Corporation (MPAC)	Update – MPAC Activities. Chief Financial Officer & City Treasurer Note & File GM2011
21	Ontario Building Officials Association (OBOA)	Re-election of Mr. Al Peach to the OBOA Board of Directors. Chief Building Official Note & File AS2011
22	Ontario Building Officials Association (OBOA)	55 th Annual Meeting and Training Sessions Participation and Sponsorship Opportunities. Chief Building Official COUNCIL DIRECTION REQUESTED SB2011
23	Ontario Good Roads Association (OGRA)	Minimum Maintenance Standards Litigation - Status Report. City Engineer City Solicitor Note & File GM2011
24	City Engineer & Ontario Good Roads Association (OGRA)	Request to support The Weather Network as a basic cable service. COUNCIL DIRECTION REQUESTED MC2011
25	Ontario Good Roads Association (OGRA)	Report of the OGRA Nominating Committee. City Engineer Note & File SW2011
26	École Secondaire Ste Anne Catholic High School	Request for monetary contribution towards building a Serenity Garden. COUNCIL DIRECTION REQUESTED Chief Financial Officer & City Treasurer Note & File APR2011
27	Town of Tecumseh	Notice of Public Meeting to be held January 11, 2011 regarding proposed Zoning By-Law Amendment on the East side of 9 th Concession Road. City Planner City Solicitor Note & File ZB2011
28	Transit Windsor	Response to CQ109-2010 Lauzon 10 Route – On-Site Service to WFCU Centre Note & File MTT2011

29	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing was held on Wednesday, December 15, 2010, Council Chambers, 3rd Floor, Windsor City Hall, 350 City Hall Square West, Windsor. Note & File ZC2011
30	Manager of Development Applications	Application of Elio Di Carlo and Sancon Construction Limited for Part Lot Control for property located at 3808, 3816, 3822 & 3825 Sunrise Court has been deemed complete. Note & File ZS/10853
31	Manager of Development Applications	Application of Windsor Police Association for Site Plan Approval to permit a parking lot for use by members located at 201 City Hall Square. Note & File ZS/10862
32	Manager of Development Applications	Application of Windsor Police Association for Site Plan Approval to permit a parking lot for use by members located at 532 Windsor Avenue. Note & File ZS/10861
33	Manager of Urban Design	Application of 1531038 Ontario Limited for Site Plan Approval to permit a two storey commercial development with medical and business offices and retail pharmacy located at 1186-1192 Ouellette Avenue. Note & File ZS/10860
34	Manager of Urban Design	Application of Joseph's Holdings Limited for Site Plan Approval to permit a commercial plaza and 80 car parking lot located at 2025 Division Rd. Note & File ZS/10860
35	Manager of Urban Design	Application of Windsor Christian Fellowship for Site Plan Approval to permit a one storey 9,650 sq. ft. residential facility to be used as a girl's shelter located at 4490 7 th Concession. Note & File ZS/8132
36	Manager of Urban Design	Application of Claudio Balbinot for Site Plan Approval at Lauzon & Edgar to amend SPC-034/08 for an extension of the commencement date for at least five years. Note & File ZS/10294
37	Federation of Canadian Municipalities (FCM)	Announcement of member municipalities that will host the 2013 FCM Board of Directors meetings. Note & File GM2011
38	Daniel Vollans, Ward 2 Resident	Request to operate an automotive repair business at his residence located at 3540 Wolfe Court. Chief Building Official Licence Commissioner Note & File MH/9899

39	City Engineer	Response to CQ82-2010 & CQ83-2010 – Matters Pertaining to the Little River. Note & File SW2011
40	Chief Financial Officer & City Treasurer	2011 Interim Property Tax Billing. Note & File AF2011
41	Executive Director of Human Resources	Council information on Bumping. Note & File AL/10528 SSC/6751
42	Chief Building Official	Response to Council Question 78-2010 Respecting Repeat Offenders. Note & File SB2011
43	Chief Building Official	Demolition of Fire Damaged Duplex at 3332-3334 Sandwich Street. Note & File Z/8581
44	Chief Administrative Office	Office of Continuous Improvement Charter Approval. Note & File AS/10148
45	Lou Romano Water Reclamation Plant Steering Committee	Minutes of meeting held February 9, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
46	Lou Romano Water Reclamation Plant Steering Committee	Minutes of meeting held November 24, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
47	Essex-Windsor Solid Waste Authority	Minutes of meeting held September 15, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
48	Tourism Windsor Essex Pelee Island Board of Directors	Minutes of meeting held November 11, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
49	Windsor Accessibility Advisory Committee	Minutes of meeting held November 16, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
50	Seniors Advisory Committee	Minutes of meeting held November 23, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
51	Small Business Advisory Panel	Minutes of meeting held November 24, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011

52	Transit Windsor Board of Directors	Minutes of the Transit Windsor Board of Directors meeting held November 24, 2010 and the minutes of the Windsor Chartabus Inc. meeting held November 24, 2010 TO BE ADOPTED MTT2011
53	Windsor-Essex County Environment Committee	Minutes of meeting held December 2, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
54	Roseland Board of Directors	Minutes of meeting held December 2, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
55	Windsor Accessibility Advisory Committee	Minutes of meeting held December 6, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
56	Windsor Heritage Committee	Minutes of meeting held December 8, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
57	Windsor Bicycling Committee	Minutes of meeting held December 14, 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
58	Mayor's Youth Advisory Committee	Minutes of meeting held December 15 2010 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
59	Office of the Mayor	Sponsorship Request for Annual Willistead Reception COUNCIL DIRECTION REQUESTED MB2011
60 (A&B)	Large Urban Mayors Caucus of Ontario (LUMCO)	Correspondence from Hon. Michael Chong, M.P., Wellington-Halton Hills and The Regional Municipality of Peel Note & File GM2011

Carried.

Councillor Payne discloses an interest and abstains from voting on Communication No. 43.

Consent Agenda

Moved by Councillor Marra, seconded by Councillor Hatfield,

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

Item 2 Appointment of Acting Mayor 2011-2014

Item 3 Part Lot Control Exemption Request – Petvin Homes Incorporated, 11964-11972 Cobblestone Crescent

Item 4 A Provisional By-law for the Construction of a New Access Bridge over the Watson Drain (LaJoy Culvert)

- Item 5 Lease Renewal – Yee Pharmacy, 165 Goyeau Street, Windsor, Ontario (Pitt Street East/Goyeau Street Municipal Parking Garage – Place Goyeau)
- Item 8 Photocopier Leases
- Item 9 Employee Benefits Consultant – City of Windsor RFP No. 145-10
- Item 10 Tangible Capital Assets Policy
- Item 13 Correction to Council Resolution CR392/2010
- Item 15 Request to Repair Balconies at 3410 Peter Street
- Item 16 Request to Repair Balconies and Parking Structure at 3590 Peter Street
- Item 18 City Lease to Bridge Partners Inc., 4255 Sandwich Street

Report No. 296 of the Windsor Heritage Committee at its meeting held December 8, 2010
(See Committee Report Section).

Carried.

Councillor Payne discloses an interest and abstains from voting on Item No. 15.

√Councillor Payne discloses an interest and abstains from voting on Item No. 16√

√√SV

Deferrals and/or Referrals and Withdrawals

Item 11 - Tender #165-10 Civic Gateway Markers – Tender Award

At the request of Councillor Dilkens, the report of the City Solicitor entitled “Tender #165-10 Civic Gateway Markers – Tender Award” pertaining to the tender being awarded to DeAngelis Construction Inc., is being referred to administration to provide options to produce the project within budget.

Moved by Councillor Dilkens, seconded by Councillor Marra,

M8-2011 That the report of the City Solicitor dated November 29, 2010 entitled “Tender#165-10 Civic Gateway Markers-Tender Award” **BE REFERRED** to administration to provide options to produce the project within budget.

Carried.

SB/10785

Item 17 - Request for Demolition for Four-Plex Unit at 339-345 Dougall Avenue

At the request of Jeff Belanger, property owner of 339-345 Dougall Avenue, the matter is being deferred to the January 31, 2011 meeting of Council to allow for the property owner to investigate the possibility of obtaining an engineering report.

SB2011

Presentations & Delegations:

DELEGATIONS

Sandwich South Employment Lands Trunk Sanitary Sewer, Phase 6B – Retain Consultant

David Hanna, Resident of Ward 1

David Hanna, Resident of Ward 1, appears before Council to speak in support of the administrative recommendations pertaining to the contract to retain a consultant for the Sandwich South employment land trunk sanitary sewer (Phase 6B), and further provides a suggestion to pursue other means of financing from developers perhaps refer to AMO as a collective effort.

ACO2011 12

(For final disposition of this matter, see Clause **CR2/2011** in Schedule “A” attached hereto.)

Walker Road Corridor from Division Road to Digby Street, Retain Consultant

John Drexler, property owner on Walker Road

John Drexler, property owner on Walker Road, appears before Council to request that Council reject the administrative recommendations pertaining to the agreement to retain a consultant for Walker Road corridor from Division Road to Digby Street, suggesting that the preparatory work be conducted in the Traffic Engineering Department, and further cautions council on the consultant’s fees.

SW/10859 14

(For final disposition of this matter, see Clause **CR14/2011** in Schedule “A” attached hereto.)

Brighton Beach Area – Sale of Lands to Her Majesty the Queen in right of Canada as represented by the Minister of Transport (“HMQ”) – Opening of closed Chappus Street

Francis Kennette, President, Brighton Beach Aggregates

Francis Kennette, President, Brighton Beach Aggregates, appears before Council to speak in support of the administrative recommendation to the sale of lands to Her Majesty the Queen in right of Canada as represented by the Minister of Transport, and the opening of the closed Chappus Street in the Brighton Beach area, and further requests that Council preserve access to their property, and thereby maintain the opportunity to pursue closure and purchase of these roads at a later date (in the event that the property is not acquired for the DRIC plaza).

David Hanna, Resident of Ward 1

David Hanna, Resident of Ward 1, appears before Council to speak in support of the administrative recommendations to the sale of lands to Her Majesty the Queen in right of Canada as represented by the Minister of Transport, and the opening of the closed Chappus Street in the Brighton Beach area, and provides various options available for Council consideration on Greening initiatives in the area.

APM2011 6

(For final disposition of this matter, see Clause **CR6/2011** in Schedule “A” attached hereto.)

Update on Federal Homelessness Program Funding

Liz Atkinson-Plato, Community Health Educator, Street Health, Windsor Essex Community Health Centre

Liz Atkinson-Plato, Community Health Educator, Street Health, Windsor Essex Community Health Centre, appears before Council to speak in support of the administrative recommendations on the Federal Homelessness program funding, providing an overview of the coalition and the allocation of the funding dollars, and concludes by thanking the City of Windsor for continuing to be the Community Entity for the Homelessness Partnering Strategy and any future role the City may be involved in.

SS/4274 7

(For final disposition of this matter, see Clause **CR7/2011** in Schedule "A" attached hereto.)

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

- PAC 1 G. & K. Strong, rezoning, 11210-11236 Tecumseh Road East, to permit the development of an outdoor mini golf and parking area in the rear northerly portion of the land
PAC 2 City of Windsor – Housekeeping Amendment 2010-2012
Item 1 Application for an Amendment to Sign By-law 250-2004 for 2250 Division Road –
CONFIRM AND RATIFY

PRESENTATIONS:

Ron Gaudet, CEO; Corporation, Lindsay Boyd, Chair, Windsor Essex Economic Development Corporation; Chris Ryan, CEO of Tourism Windsor Essex Pelee Island, Shelley Sechopoulos, Chair of Tourism Windsor Essex Pelee Island; Nelson Santos; and Warden Tom Bain

Ron Gaudet, CEO; Corporation, Lindsay Boyd, Chair, Windsor Essex Economic Development Corporation; Chris Ryan, CEO of Tourism Windsor Essex Pelee Island, Shelley Sechopoulos, Chair of Tourism Windsor Essex Pelee Island; Nelson Santos; and Warden Tom Bain, appear before Council to present Council with an overview of the RFP process for the new site for their organization, proposals were shortlisted based on the following elements, Regionality, Cost, and Value added information, sites tours conducted at all proposed locations, and conclude by stating that both boards approved the proposed location at 700 California.

Mayor Francis leaves the meeting at 7:07 o'clock p.m. and Councillor Dilkens assumes the Chair.

Chris Edwards, Executive Director of the Downtown Windsor BIA

Chris Edwards, Executive Director of the Downtown Windsor BIA, appears before Council to provide Council with the Downtown Windsor BIA's concern with the proposed location of the Tourism Windsor Essex Pelee Island office, suggesting that by moving the office out of the downtown core we are sending the wrong message to tourists, and concludes by stating that the location is not in a convenient location for travelling tourists.

Mayor Francis returns to the meeting at 7:12 o'clock p.m. and Councillor Dilkens returns to his seat at the Council table.

Moved by Councillor Marra, seconded by Councillor Dilkens,

M16-2011 That the presentation by the representatives from the Tourism Windsor Essex Pelee Island, and the WindsorEssex Economic Development Corporation pertaining to the proposed new office site location at 700 California, **BE RECEIVED FOR INFORMATION.**

Carried.

Consideration of Committee Reports

- M9-2011** Moved by Councillor Dilkens, seconded by Councillor Gignac,
That the **Report of the special In-camera** meeting held January 10, 2011, **BE ADOPTED**
as presented.
Carried. ACO2011
- M10-2011** Moved by Councillor Dilkens, seconded by Councillor Gignac,
That **Report No. 291 of the Windsor Heritage Committee** of its meeting held
November 10, 2010, **BE ADOPTED** as presented.
Carried. MB2011
- M11-2011** Moved by Councillor Dilkens, seconded by Councillor Gignac,
That **Report No. 292 of the Windsor Heritage Committee** of its meeting held
November 10, 2010, **BE ADOPTED** as presented.
Carried. MB2011
- M12-2011** Moved by Councillor Dilkens, seconded by Councillor Gignac,
That **Report No. 293 of the Windsor Heritage Committee** of its meeting held
November 10, 2010, **BE ADOPTED** as presented.
Carried. MB2010
- M13-2011** Moved by Councillor Dilkens, seconded by Councillor Gignac,
That **Report No. 294 of the Windsor Heritage Committee** of its meeting held
November 10, 2010, **BE ADOPTED** as presented.
Carried. MB2011
- M14-2011** Moved by Councillor Dilkens, seconded by Councillor Gignac,
That **Report No. 295 of the Windsor Heritage Committee** of its meeting held
November 10, 2010, **BE ADOPTED** as presented.
Carried. MB2011
- M15-2011** Moved by Councillor Marra, seconded by Councillor Payne,
That **Report No. 296 of the Windsor Heritage Committee** of its meeting held
December 8, 2010, **BE ADOPTED** as presented.
Carried. MB2011

By-laws

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,
That the following By-laws No. 1-2011 through 8-2011 (inclusive), be introduced and read a first and second time:

- 1-2011 “A BY-LAW TO APPOINT MEMBERS OF COUNCIL TO ACT AS MAYOR”
- 2-2011 “A BY-LAW TO REPEAL BY-LAW 278-1998”
- 3-2011 “A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN *REGISTERED PLAN 12M465*, IN THE CITY OF WINDSOR”
- 4-2011 “A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS TECUMSEH ROAD EAST, IN THE CITY OF WINDSOR”
- 5-2011 “A BY-LAW TO DESIGNATE THE LANDS AND PREMISES SITUATED WITHIN THE CITY OF WINDSOR, MUNICIPALLY KNOWN AS *841 KILDARE ROAD*, TO BE OF CULTURAL HERITAGE VALUE OR INTEREST UNDER THE PROVISIONS OF THE ONTARIO HERITAGE ACT, R.S.O. 1990, CHAPTER 0.18, AS AMENDED”
- 6-2011 “A PROVISIONAL BY-LAW TO PROVIDE FOR DRAINAGE WORKS IN THE CITY OF WINDSOR FOR A NEW ACCESS BRIDGE OVER THE WATSON DRAIN”
- 7-2011 “A BY-LAW TO FURTHER AMEND BY-LAW 188-2000, BEING A BY-LAW TO APPOINT PROVINCIAL OFFENCES OFFICERS FOR THE CORPORATION OF THE CITY OF WINDSOR”
- 8-2011 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TENTH DAY OF JANUARY, 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 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

Councillor Payne gives notice that he intends to introduce a motion for consideration at the January 17, 2011 meeting of Council requesting that a report be prepared regarding a possible revision of the present formula for computing the sewer surcharge.

AFT2011

Councillor Payne gives notice that he intends to introduce a motion for consideration at the January 24, 2011 meeting of Council proposing that a Jobs Action Committee of Council be struck to become further involved in addressing the current serious jobs situation in the City which Council has recognized is the number one issue facing our community.

GH2011

Councillor Halberstadt gives notice that he intends to introduce a motion for consideration at the January 17, 2011 meeting of Council that would incorporate the Acting Mayor schedule with the weekly agenda review setting process.

ACO2011

Third Reading of By-laws

Moved by Councillor Marra, seconded by Councillor Payne,
That the following By-laws No. 1-2011 through 5-2011 (inclusive), and 7-2011 through 8-2011 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 Dilkens, seconded by Councillor Gignac,
M17-2011 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.

ACQ2011

PROPOSED IN-CAMERA AGENDA FOR JANUARY 17, 2011

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,
M18-2011 That the following proposed In Camera Agenda for January 17, 2011 **BE APPROVED**:

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property matter – lease	239(2)(c)
2.	Legal matter – claims	239(2)(e)
3.	Property matter – lease	239(2)(c)

and further, that in accordance with By-law 46-2003, the Chief Administrative Officer, in consultation with the Mayor **BE AUTHORIZED** to add matters deemed to be of an urgent or time sensitive nature.

Carried.

ACO2011

Adjournment

Moved by Councillor Jones, seconded by Councillor Maghnieh,
 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 8:38 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

SUPERVISOR OF COUNCIL SERVICES

Marra
Gignac

CR1/2011

That the results of the poll conducted by the City Clerk on December 14, 2010 approving the following

BE CONFIRMED AND RATIFIED:

- I. That the application by Ron Habib (Superior Signs and More) on behalf of Troup Group of Companies for an amendment to the City of Windsor Sign By-law 250-2004 to permit the conversion of part of the one (1) existing ground sign to an animation sign on the property located at 2250 Division Road (legally known as Lots 623 and 624, Part lots 1029 to 1032, 620 to 622, and 1028 of Plan 1126; Roll No. 070-260-02600-0000) **BE APPROVED** and that By-law 250-2004 **BE AMENDED**.
- II. That administration further review the animation signs section of By-law 250-2004 and report back to Council on any changes recommended as a result of the review.

Carried.

Councillors Hatfield, Maghnieh and Dilkens voting nay.

Report Number **15026 SBS2011 1**

Marra
Hatfield

CR2/2011

That the Schedule being Appendix "A" attached hereto, for the appointment of Members of Council as Acting Mayor during the absence of the Mayor from the municipality or due to illness

BE APPROVED; and that By-law 1-2011 **BE CONSIDERED** at this meeting.

Carried.

Report Number **15024 ACO2011 C2**

Appendices
Schedule

Marra
Hatfield

CR3/2011

- I That the application of Petvin Homes Incorporated (Leonard Beneteau agent) for exemption from part-lot control for the lands legally described as Part of Block 27, Registered Plan 12M-465, now designated as Parts 31, 32, 60, and 61, Reference Plan 12R-19773, located at 11964 - 11972 Cobblestone Crescent, east of Radcliff Avenue (see attached Map No. PLC-007/10-1) to allow for the lands to be developed for semi-detached units, **BE APPROVED** for a period of 3 years.

- II That By-law No. 3-2011 **BE ENACTED**.

Carried.

Report Number **14989 ZPLC2011 C3**

Appendices
Map No. PLC-007/10-1

Marra
Hatfield

CR4/2011

That Council **ADOPT** the drainage report for the construction of a new access bridge over the Watson Drain by Provisional By-law 6-2011 in accordance with Section 45 of the *Drainage Act*.

Carried.

Report Number **15000 SW/10544 C4**

Marra
Hatfield

CR5/2011

THAT the report of Lease/Asset Administrator with respect to the Lease Renewal of 165 Goyeau Street Windsor, Ontario by Yee Pharmacy Ltd. c/o Mr. Ho Yee **BE RECEIVED** for Information;

AND THAT **APPROVAL BE GIVEN** by Council for the Lease Renewal of 165 Goyeau Street Windsor, Ontario to Yee Pharmacy Ltd. c/o Mr. Ho Yee in accordance with the following terms:

BASIC TERMS:

- | | |
|-----------------------------------|--|
| a) Tenant | Yee Pharmacy Ltd.
c/o Mr. Ho Yee |
| b) Tenant's Address | 165 Goyeau Street (Place Goyeau)
Windsor ON N9A 1G5 |
| c) Commencement Date | January 1 st , 2011 |
| d) Term | Five (5) years (January 1 st , 2011 – December 31 st , 2015) |
| e) Termination Date | December 31 st , 2015 |
| f) Leased Premises | Commercial space on the ground floor of the City-Owned Municipal Parking Garage (Place Goyeau) located at Pitt Street East and Goyeau Street – 165 Goyeau Street. |
| g) Area of Leased Premises | 2500 square feet |
| h) Basic Rental | \$28,406 + HST - January 1, 2011 – December 31, 2011
\$28,690 + HST - January 1, 2012 – December 31, 2012
\$28,977 + HST - January 1, 2013 – December 31, 2013
\$29,267 + HST - January 1, 2014 – December 31, 2014
\$29,560 + HST - January 1, 2015 – December 31, 2015 |
| i) Monthly Basic Rental | \$2,367.17 (\$11.36/sq. ft.) 2011
\$2,390.83 (\$11.48/sq. ft.) 2012
\$2,414.75 (\$11.59/sq. ft.) 2013
\$2,438.92 (\$11.71/sq. ft.) 2014 |

\$2,463.33 (\$11.83/sq. ft.) 2015

- j) **Security Deposit** None
- k) **Renewal Option** 5 year renewal option, under same terms and conditions save and except rent
- l) **Land Taxes** None – gross rent
- m) **Utilities** Payable by the Tenant (hydro)
- n) **Permitted Use** Pharmacy and Medical Clinic
- o) **Insurance**
 - General Liability Insurance
 - Minimum Limit \$2,000,000.00
 - Tenant's Legal Liability Insurance
 - Minimum Limit \$300,000.00

AND THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a Lease Renewal Agreement, to be satisfactory in a form to the City Solicitor and in content to the Asset/Lease Administrator.

Carried.

Report Number **15008 APM/10857 C5**

Marra
Jones

CR6/2011

- A. THAT the report of the City Solicitor regarding the dedication of closed Chappus Street as public highway **BE RECEIVED** for information;
- B. AND THAT the following land **BE ESTABLISHED** as a public highway known as Chappus Street: Part Chappus, Plan 688 Sandwich West, closed by R1264724; Windsor;
- C. AND THAT the City Solicitor **BE AUTHORIZED** to prepare the necessary by-law for Recommendation B, to appear before Council on January 17, 2011; and
- D. AND THAT the transaction **BE COMPLETED** electronically, for the property where it is available, pursuant to By-Law 366-2003 and that the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute all documents necessary to complete the transaction.

Carried.

Report Number **15004 APM2011 6**

Gignac
Marra

CR7/2011

- 1) THAT the Community Development and Health Commissioner **BE AUTHORIZED** to enter into an agreement with Human Resources and Social Development Canada which designates the City of Windsor as the Community Entity for the Homelessness Partnering Strategy, satisfactory in form to the City Solicitor, in technical content to the Executive Director of Housing and Children's Services and financial content to the City

Treasurer; For contracts in excess of \$1,000,000 gross expenditure, that in addition to the Community Development and Health Commissioner signature, the Chief Administrator Officer **BE REQUIRED** to sign as secondary authority; and

- 2) THAT as the Community Entity for the Homelessness Partnering Strategy, the Housing and Children's Services Department **BE AUTHORIZED** to enter into agreements with community partners for the allocation of Federal funding for projects related to addressing homelessness satisfactory in form to the City Solicitor, in technical content to the Executive Director of Housing and Children's Services and financial content to the City Treasurer.

Carried.

Report Number **15023 SS/4274 7**

Marra
Hatfield

CR8/2011

WHEREAS in the opinion of the Treasurer and the Council the proposed lease will not materially impact the debt and financial obligation of the City of Windsor, and its risks, in combination with all other leases of that category entered into or proposed to be entered into this year by the City of Windsor and will not result in a material impact for the community; therefore

BE IT RESOLVED THAT Council **APPROVE** the replacement of:

- One photocopier for Purchasing.
- One photocopier for Communications and Customer Service (311).
- One photocopier for Development & Geomatics.
- One photocopier for Engineering-Administration.
- Three photocopiers for Public Works.
- One photocopier for Human Resources.
- Two photocopiers for Huron Lodge.
- One photocopier for Traffic.
- Two photocopiers for Windsor Police Services.
- One photocopier for Social Services.
- One photocopier for Windsor Fire Services.

BE IT RESOLVED THAT Council **APPROVE** the addition of:

- Two photocopiers for Public Works - Operations.
- A scanning feature on an existing photocopier for Recreation.

BE IT RESOLVED THAT Council **APPROVE** the certified wiping of:

- One photocopier for Engineering-Administration.
- Three photocopiers for Public Works.
- One photocopier for Huron Lodge.
- One photocopier for Windsor Police Services.
- One photocopier for Social Services.
- One photocopier for Windsor Fire Services.

Carried.

Report Number 14938 AE2011 C8

Marra
Hatfield

CR9/2011

1. **THAT APPROVAL BE GIVEN** to retain the services of Goodman Group Insurance to act as a Benefits Consultant for the City of Windsor in accordance with their proposal in response to City of Windsor RFP No. 145-10 for a five- year term; and
2. **THAT** the City Solicitor **BE AUTHORIZED** to prepare a contract for those services, and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign the contract, satisfactory in legal form to the City Solicitor, in financial form to the City Treasurer, and in technical form to the Executive Director of Human Resources.

Carried.

Report Number **14999 AS/9961 C9**

Marra
Hatfield

CR10/2011

That City Council **RECEIVE AND APPROVE** the City's Tangible Capital Assets Policy.

Carried.

Report Number **15022 AF/9642 C10**

Appendices
Policy

Dilkens
Marra

CR11/2011

That the report of the City Solicitor dated November 29, 2010 entitled "Tender#165-10 Civic Gateway Markers-Tender Award" **BE REFERRED** to administration to provide options for the project to be within budget.

Carried.

Report Number **15009 SB/10785 11**

Marra
Jones

CR12/2011

- I. That the CAO and City Clerk **BE AUTHORIZED** to sign the necessary contracts, satisfactory in form to the City Solicitor, in technical content to the City Engineer, and in financial content to the City Treasurer, with respect to the following:
 - (i) That the firm of Glos Associates Inc. **BE RETAINED** for the design, preparation of contract drawings and specifications, inspection, and contract administration for the Sandwich South Employment Lands, Phase 6b – 8th Concession Road from Highway 401 to County Road 46, in the

amount of \$262,400.00 plus HST, in accordance with their proposal for consulting services, dated September 27, 2010 and charged to Project 7092019.

- (ii) That the firm of Glos Associates Inc. **BE RETAINED** for the additional design work related to providing private drain connections along the 8th Concession Road, preliminary sanitary sewer design for Joy, Ray and Baseline Roads and provisions for a flushing valve on 8th Concession Road, at a maximum fee of \$26,550.00 (plus GST), in accordance with their proposal for consulting services, dated June 30, 2010, and charged to Project 7092019.

Carried.

Report Number **15003 SW/10858 12**

Marra
Hatfield

CR13/2011
THAT CR 392/2010 **BE AMENDED** as follows

By deleting the following:

- II. That the proposal submitted by BFL Canada Risk and Insurance Services (“BFL”) for the provision of transit insurance and associated services to The Corporation of the City of Windsor and its affiliated agencies, boards, commissions and corporate entities for the period from January 1, 2011 to January 1, 2012 **BE ACCEPTED** at the premium \$549,278 plus applicable taxes, which policy may be renewed for up to **five (5)** successive one-year periods terminating no later than January 1, 2017;

And replacing it with:

- II. That the proposal submitted by BFL Canada Risk and Insurance Services (“BFL”) for the provision of transit insurance and associated services to The Corporation of the City of Windsor and its affiliated agencies, boards, commissions and corporate entities for the period from January 1, 2011 to January 1, 2012 **BE ACCEPTED** at the premium \$549,278 plus a brokerage fee of \$40,000 and all applicable taxes, which policy may be renewed for up to **five (5)** successive one-year periods terminating no later than January 1, 2017.

Carried.

Report Number **15017 MT2011 C13**

Gignac
Valentinis

CR14/2011
That the firm of R.C. Spencer Associates Inc. **BE RETAINED** for the design, preparation of contract drawings and specifications, inspection and contract administration for the Walker Road Corridor Improvements from Division Road to Digby Street at a maximum fee of **\$777,545.00** plus HST, in accordance with their response to the Request for Proposal No. 155-10 and charged to Project ID 7104001 (Walker Road Corridor Improvements); and that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement, 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 **15021 SW/10859 14**

Marra
Hatfield

CR15/2011

That the Chief Building Official **BE DIRECTED** to issue a building permit to Oliver Perry of Weathertech Restoration Services Inc. on behalf of Boardwalk Reit Properties Holdings Ltd., the owner of 3410 Peter Street, for the repair and restoration of existing balconies for multiple dwelling units located at 3410 Peter Street (Karita Tower; Boardwalk Reit Properties Holdings LTD) since it complies with par s.1.c of Interim Control By-law 19-2007 as amended, in Olde Sandwich Towne.

Carried.

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

Report Number **15010 ZP/9682 C15**

Marra
Hatfield

CR16/2011

That the Chief Building Official **BE DIRECTED** to issue a building permit to Oliver Perry of Weathertech Restoration Services Inc. on behalf of Boardwalk Reit Properties Holdings Ltd., the owner of 3590 Peter Street, for the repair and restoration of existing balconies for multiple dwelling units, and parking structure located at 3590 Peter Street (Sun Ray Manor; Boardwalk Reit Properties Holdings LTD) since it complies with s. 1.c of Interim Control By-law 19-2007 as amended, in Olde Sandwich Towne.

Carried.

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

√√SV

Report Number **15011 ZP/9691 C16**

Jones
Valentinis

CR17/2011

That the report of the City Planner dated December 13, 2010, entitled "Request for Demolition of Four-Plex Unit at 339-345 Dougall Avenue" **BE DEFERRED** to the January 31, 2011 meeting of Council to allow for property owner to investigate the possibility of obtaining an engineering report.

Carried.

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

Report Number **15012 SB2011 17**

Marra
Hatfield

CR18/2011

That the report of the City Clerk with respect to a **LEASE AGREEMENT** between The Corporation of the City of Windsor and Bridge Partners Inc. for 4255 Sandwich Street **BE RECEIVED** for information; and

That **COUNCIL CONFIRM and RATIFY** its decision **TO APPROVE** the lease of 4255 Sandwich Street, Windsor, Ontario to Bridge Partners Inc. in accordance with the following terms:

BASIC TERMS:

- a) **Tenant** Bridge Partners Inc.
- b) **Tenant's Address** 500 Rennie Street, Hamilton, Ontario L8H 3P6
Attention: Philip Fracassi
- c) **Commencement Date** January 1, 2011
- d) **Term** January 1, 2011 to December 31, 2015 sixty (60) months
- e) **Termination Date** December 31, 2015
- f) **Leased Premises** 4255 Sandwich Street, Windsor, Ontario (known as Parcels A, B and C on Schedule B on the "Offer to Lease" dated November 17, 2010).
- g) **Area of Leased Premises** Approximately 16,800 sq. ft. warehouse space and 10 acres of fenced yard of the improved property known as 4255 Sandwich Street (shown on Schedule B on the "Offer to Lease" dated November 17, 2010).
- h) **Basic Rental** \$96,000.00 per year plus HST – January 1, 2011 to December 31, 2012
\$108,000.00 per year plus HST January 1, 2013 to December 31, 2015
- i) **Monthly Basic Rental** \$8,000.00 per month plus HST January 1, 2011 to December 31, 2012
\$9,000.00 per month plus HST January 1, 2013 to December 31, 2015
- j) **Security Deposit** \$19,210.00 plus HST
- k) **Land Taxes** Included in Basic Rental
- l) **Utilities** Payable by the Tenant (hydro, gas and water)
- m) **Permitted Use** Steel Trucking and Storage
- n) **Renewal** If the tenant is in good standing, the tenant shall be entitled to renew the lease for one (1) additional term of sixty (60) months under the same terms and conditions, save and except the rent which will be negotiated.
- o) **Overholding Monthly** \$18,000.00 per month plus HST
- p) **Commission** The City agrees to pay commission to RE/MAX Preferred Realty of: Total \$25,771.90.
- q) **Tenant Insurance** General Liability Insurance – Minimum \$2,000,000.00
Tenant's Legal Liability – Minimum Limit \$300,000.00

Corporation of the City of Windsor to be listed as Additional insured and 30 days notice of cancellation.

- r) **Landlord Insurance** The City will maintain fire insurance on the existing buildings.
- s) **Conditions**
- A) The landlord agrees to complete the following prior to lease commencement.
 - i) Construct a fenced area with gate to allow for segregated entry and roadway for the existing Biosolids Plant as shown on Schedule B on the Offer to Lease dated November 17, 2010.
 - ii) Remove all foliage on the internal fence line adjacent to Ojibway Parkway.
 - iii) Ensure all exterior lighting is in good working order.
 - iv) Ensure all existing lighting, heating and air conditioning for the offices and warehouse area are in good working order.
 - B) The tenant agrees to complete the following prior to lease commencement.
 - i) Conduct a perimeter clean up of all loose debris.
 - ii) Build a perimeter enclosure for existing fuel pumps on the site.
 - iii) Clean and repaint offices and dispatch area.
 - iv) Install a new automated entrance gate.
- t) **Maintenance** The tenant shall be responsible for all snow removal, cleaning and trash removal from the site on an ongoing basis.

ACCOUNT NO.: 001-6420-3105-0122960; and

That CAO1432, approved May 21, 2010 **BE RESCINDED**; and

The Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a Lease Agreement in a form satisfactory to the City Solicitor, in content satisfactory to the Property Supervisor and in financial content to the City Treasurer.

Carried.

Report Number **15040 APM/10674 C18**

Hatfield
Valentinis

CR19/2011

I That an amendment to the Zoning By-law 8600 **BE APPROVED** to change the zoning of the property owned by Gregg and Kathleen Strong, described as Part Lot 143 Concession 1, and municipally known as

11210 – 11236 Tecumseh Road East (Roll No. 070-730-04800), by adding a supplementary provision to permit an outdoor mini golf as an ancillary use on the subject land;

- II That the outdoor mini golf **BE DEEMED** a development, and the applicant **BE REQUIRED** to enter into a Site Plan Agreement with the Corporation of The City of Windsor for the proposed development of the outdoor mini golf;
- III That the following conditions **BE INCORPORATED** into the Site Plan Agreement for the parcel:
- i) That the applicant/owner acknowledge that there is an approved Class Environmental Assessment with a future centre median island in front of the subject land, which will result in the access points on Tecumseh Road being limited to right turns only; and
 - ii) That the applicant/owner agree to gratuitously grant a 6.1 metre (20 ft.) easement along the north boundary of the subject lands, for the maintenance and improvement of the Parent Relief Drain, prior to the issuance of a construction permit for development of the proposed mini golf.

Carried.

Report Number 15014 **ZB/10809** PAC 1

Gignac
Dilkens

✓/approved by additional information on Consolidated Order of Business
✓/SV

CR20/2011

That Zoning By-law 8600 **BE AMENDED** on the following basis:

1. Lot 114 and Part of Closed Alley, Plan 1109 (Roll No. 070-320-07200; southwest corner of Meldrum Road and Mons Avenue), ✓/Lots 112 and 113 and Part of Closed Alley, Plan 1109 (Roll No. 070-320-07300; west side of Meldrum Road, south of Mons Ave)✓/ from MD1.2 to RD1.2;
2. Lot 114 and Part of Closed Alley, Plan 1109 (Roll No. 070-320-07200; southwest corner of Meldrum Road and Mons Avenue), Lots 112 and 113 and Part of Closed Alley, Plan 1109 (Roll No. 070-320-07300; west side of Meldrum Road, south of Mons Ave) from MD1.2 to RD1.2;
3. Parts 11 and 22, Plan 12R-21254 (Part of Roll No. 070-330-09000; west side of Chandler Road, north of Grand Marias Road East) from MD1.2 to RD1.2;
4. Lots 312 to 320, Part of Closed North-South Alley between Chandler and Meighen Road and Part of Closed East-West Alley north of Grand Marias Road East (Roll No. 070-320-14200 to 070-320-14800) from RD1.2 to MD1.2;
5. Parts 6 to 27 and 29 to 36, Plan 12R-14583 (Roll No. 070-370-02423 to 070-370-2430 and 070-370-02437 to 070-370-02444; Gem Avenue & Allyson Avenue) from GD1.1 to RD1.2;
6. Lot 466, Plan 920 and part of Closed Alley (Roll No. 030-430-04400 and 030-430-11800; west side of Pierre Avenue, north of Tecumseh Road East) from RD2.1 to CD2.1.

Carried.

Report Number 15015 **ZB/10846** PAC 2

ADOPTED by Council at its meeting held January 10, 2011 [M9-2011]
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA
January 10, 2011

Meeting called to order at: 3:30 p.m.

Members in Attendance:

Mayor E. Francis
Councillor D. Dilkens
Councillor R. Jones
Councillor A.
Halberstadt
Councillor F. Valentinis
Councillor B. Marra
Councillor P. Hatfield
Councillor J. Gignac
Councillor A. Maghnieh
Councillor H. Payne
Councillor E. Sleiman

Also in attendance:

H. Reidel, Chief Administrative Officer
D. Cercone, Acting Community Development and Health Commissioner
M. Sonego, City Engineer
G. Wilkki, City Solicitor
V. Critchley, City Clerk
O. Colucci, Chief Financial Officer
N. Coleman, Mayor's Chief of Staff
M. Nazarewich, Senior Legal Counsel (Item 2)
V. Mihalo, Executive Director of Human Resources (Items 2 and 3)
B. Ierullo, Manager of Organizational Development (Item 3)
M. Stamp, Property Supervisor (Items 5 and 6)
C. Glassford, Legal Counsel (Item 5)
F. Nazzani, YQG (Item 5)
R. Gaudet, P. Persichilli, Windsor-Essex County Development Commission
(Items 5 and 6) (R. Gaudet arrives at 3:41 p.m.)
W. Willis, Legal Counsel (Items 5 and 6)

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

<u>Item No.</u>	<u>Subject</u>	<u>Section</u> – Pursuant to <u>Municipal Act, 2001,</u> <u>amended</u> as

1.	Personal matter – recruitment	239(2)(b)
2.	Legal/Personal matter – claim	239(2)(e)(b)
3.	Personal matter – Pay Equity update	239(2)(b)(d)(e)
4.	Personal matter – labour relations	239(2)(d)
5.	Property matter – lease of land	239(2)(c)(f)
6.	Property matter – Economic Development opportunity (<u>verbal report</u>)	239(2)(c)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

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

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

Motion Carried.

Moved by Councillor Hatfield, seconded by Councillor Dilkens, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held January 10, 2011 directly to Council for consideration at the next Regular Meeting.

1. That consideration of the in-camera report from the City Solicitor, Fire Chief and Chief Financial Officer and City Treasurer respecting a personal matter - recruitment **BE DEFERRED** to January 17, 2011.
2. That the in-camera report from Senior Legal Counsel and City Clerk respecting a legal/personal matter – claim **BE RECEIVED FOR INFORMATION.**
3. That the recommendation contained in the in-camera report from the Manager of Organizational Development and Health and Safety, Executive Director of Human Resources, City Clerk, City Solicitor and Chief Financial Officer and City Treasurer respecting a personal matter – pay equity update **BE APPROVED.**
4. That the in-camera report from Manager of Corporate Administration and Assistant to the CAO, City Clerk and Executive Director of Human Resource respecting a personal matter – labour relations **BE RECEIVED FOR INFORMATION.**
5. That the recommendation contained in the in-camera report from the City Engineer, City Solicitor and Chief Financial Officer and City Treasurer respecting a property matter –lease of land **BE APPROVED.**

6. That the verbal report from Mayor Francis respecting a property matter – Economic Development opportunity **BE RECEIVED** and the Mayor **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

Motion Carried.

**Moved by Councillor Dilkens, seconded by Councillor Jones,
That the special meeting of council held January 10, 2011 BE ADJOURNED.
(Time: 5:10 p.m.)**

Motion Carried.

ADOPTED by Council at its meeting held January 10, 2011 [M10-2011]

KK

Windsor, Ontario January 10, 2011

REPORT NO. 291

of the

Windsor Heritage Committee

at its meeting held

November 10, 2010

5:30 o'clock p.m.

Meeting Room 407, 400 City Hall Square East

Present: Robin Easterbrook, Chair
Councillor Percy Hatfield
Councillor Fulvio Valentinis
Gudrin Bildfell
Lynn Raeburn Baker
Simon Chamely
Dr. Paul DeMarco
Andrew Foot
Janis Marchand
Jeffrey Mellow

Your Committee submits the following recommendation:

- I.** That the request by the Corporation of the City of Windsor for a grant of \$235,000 from the Community Heritage Fund for replacement of the roof with slate at Mackenzie Hall, the former Essex County Court House **BE APPROVED**, with transfer of funds upon determination by the Chief Building Official and City Planner that the work is complete according to historic standards.
- II.** That the request by the City of Windsor, for replacement of the roof with slate at Mackenzie Hall, the former Essex County Court House, **BE APPROVED** as a permitted modification to the property designated under provisions of Part IV of the *Ontario Heritage Act*.
- III.** That City Council **BE REQUESTED** to reimburse the Community Heritage Fund with \$20,000 per year for ten years, in addition to existing funding.

A. Foot voting nay.

NOTE: The report of the Heritage Planner dated October 7, 2010 is **attached** as background information.

CHAIR

COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held January 10, 2011 [M11-2011]

KK

Windsor, Ontario January 10, 2011

REPORT NO. 292

of the

Windsor Heritage Committee

at its meeting held

November 10, 2010

5:30 o'clock p.m.

Meeting Room 407, 400 City Hall Square East

Present: Robin Easterbrook, Chair
Councillor Percy Hatfield
Councillor Fulvio Valentinis
Gudrin Bildfell
Lynn Raeburn Baker
Simon Chamely
Dr. Paul DeMarco
Andrew Foot
Janis Marchand
Jeffrey Mellow

Your Committee submits the following recommendation:

That the request by Perihan Alan for a grant from the Community Heritage Fund for repairs to the porch at the Mason-Girardot House, at 3203 Peter Street **BE APPROVED** for a grant in the amount of \$945 and a loan for \$2,835 subject to determination by the Chief Building Official and the City Planner that the work is complete, and further, that the issue **BE REVISITED** if a more recent invoice (that includes the HST) is provided.

J. Mellow and L. Baker voting nay.

NOTE: The report of the Heritage Planner dated October 6, 2010 is **attached** as background information.

CHAIR

COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held January 10, 2011 [M12-2011]
KK
Windsor, Ontario January 10, 2011

REPORT NO. 293
of the
Windsor Heritage Committee
at its meeting held
November 10, 2010
5:30 o'clock p.m.
Meeting Room 407, 400 City Hall Square East

Present: Robin Easterbrook, Chair
Councillor Percy Hatfield
Councillor Fulvio Valentinis
Gudrin Bildfell
Lynn Raeburn Baker
Simon Chamely
Dr. Paul DeMarco
Andrew Foot
Janis Marchand
Jeffrey Mellow

Your Committee submits the following recommendation:

That the request by the Descent of the Holy Ghost Romanian Orthodox Church for a grant in the amount of \$1,215 from the Community Heritage Fund, for specified repairs at 2895 Seminole Street **BE APPROVED** subject to determination by the Chief Building Official and the City Planner that the work is complete.

L. Baker and S. Chamely voting nay.

NOTE: The report of the Heritage Planner dated October 6, 2010 is **attached** as background information.

CHAIR

COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held January 10, 2011 [M13-2011]

KK

Windsor, Ontario January 10, 2011

REPORT NO. 294

of the

Windsor Heritage Committee

at its meeting held

November 10, 2010

5:30 o'clock p.m.

Meeting Room 407, 400 City Hall Square East

Present: Robin Easterbrook, Chair
Councillor Percy Hatfield
Councillor Fulvio Valentinis
Gudrin Bildfell
Lynn Raeburn Baker
Simon Chamely
Dr. Paul DeMarco
Andrew Foot
Janis Marchand
Jeffrey Mellow

Your Committee submits the following recommendation:

That the proposal by Saad Khalaf, Hannah, Ghobrial & Associates Ltd. to change the exterior front door at 1011 Ouellette Avenue, the Medical Arts Building, **BE APPROVED** as a permitted modification to the property designated under provisions of *Part IV of the Ontario Heritage Act*.

NOTE: The report of the Heritage Planner dated November 3, 2010 is **attached** as background information.

CHAIR

COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held January 10, 2011 [M14-2011]

KK

Windsor, Ontario January 10, 2011

REPORT NO. 295

of the

Windsor Heritage Committee

at its meeting held

November 10, 2010

5:30 o'clock p.m.

Meeting Room 407, 400 City Hall Square East

Present: Robin Easterbrook, Chair
Councillor Percy Hatfield
Councillor Fulvio Valentinis
Gudrin Bildfell
Lynn Raeburn Baker
Simon Chamely
Dr. Paul DeMarco
Andrew Foot
Janis Marchand
Jeffrey Mellow

Your Committee submits the following recommendation:

That there is NO OBJECTION to the proposed demolition of the east extensions of the west building (1220 University Avenue West) of the S.W.&A. Car Barns, a listed (not designated) heritage property under provision of Part IV of the Ontario Heritage Act, therefore a demolition permit for the specified part of the property may be issued upon Council approval, and further, that the Heritage Planner BE DIRECTED to meet with Mr. George Sofos and to provide the merits of designating a property.

NOTE: The report of the Heritage Planner dated November 3, 2010 is **attached** as background information.

CHAIR

COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held January 10, 2011 [M15-2011]
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Windsor, Ontario January 10, 2011

REPORT NO. 296
of the
Windsor Heritage Committee
at its meeting held
December 8, 2010
5:30 o'clock p.m.
Meeting Room 407, 400 City Hall Square East

Present: **Robin Easterbrook, Chair**
 Councillor Percy Hatfield
 Councillor Fulvio Valentinis
 Noreen Slack
 Lynn Raeburn Baker
 Simon Chamely
 Dr. Paul DeMarco

Your Committee submits the following recommendation:

That the request by Mount Zion Full Gospel Church for \$50,000 from the Community Heritage Fund, for emergency stabilization of the building, the designated Mount Zion Church of God in Christ, 795 McDougall Street (Plan 115 Lot 17 Plan 414 pt Blk D), **BE APPROVED** for a grant of \$25,000 and a loan of \$25,000, subject to a heritage conservation easement, providing that half the approved funds will be disbursed upon determination by the Chief Building Official and City Planner that the work is half complete according to historic standards, and remaining funds disbursed up to the approved amount when work is complete according to historic standards and work receipts produced.

NOTE: The report of the Heritage Planner dated December 1, 2010 is attached as background information.

CHAIR

COMMITTEE COORDINATOR