

**Regular**

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

**Members Present:**

Councillor Dilkens [Acting Mayor]  
Councillor Gignac  
Councillor Halberstadt  
Councillor Hatfield  
Councillor Jones  
Councillor Maghnieh  
Councillor Marra  
Councillor Payne  
Councillor Sleiman  
Councillor Valentinis

**Members Absent:**

Mayor Francis [tending to City business re: economic development]

**Call to Order**

Following the playing of the Canadian National Anthem, Reverend V. Bill Muresan from Parkwood Gospel Temple, offers the Opening Prayer.

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

Councillor Payne discloses an interest and abstains from voting on Item No. 4, being the report of the City Engineer regarding "Windsor Essex Parkway-City of Windsor Noise By-law", due to his involvement in the BUHDAG Application to quash certain bylaws.

Councillor Payne discloses an interest and abstains from voting on Item 5, being the report of the Chief Building Official regarding "Blight Mitigation Strategy", due to his involvement in the BUHDAG Application to quash certain bylaws.

Councillor Valentinis discloses an interest and abstains from voting on Item No. 4, being the report of the City Engineer regarding "Windsor Essex Parkway-City of Windsor Noise By-law", as his employer is St. Clair College and the noise exemption request pertains to work that will be conducted in the evening in the St. Clair College area.

**Minutes**

Moved by Councillor Sleiman, seconded by Councillor Valentinis,  
That the Minutes of the regular meeting of Council held November 7, 2011, **BE ADOPTED**  
as presented.

Carried.

**Notice of Proclamations**

None presented.

**Committee of the Whole**

Moved by Councillor Marra, seconded by Councillor Gignac,  
That Council do now rise and move into Committee of the Whole with the Acting 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); and
  - (ii) **Report No. 34 of the Executive Committee** "Relief from Property Taxation" of its meeting held August 30, 2011; and
  - (iii) **Report No. 12 of the Family Aquatics and Library Complex Steering Committee** "Compliance Team" of its meeting held November 4, 2011; and
  - (iv) **Report of the Special In-Camera Meeting** of its meeting held November 17, 2011.
- (g) consideration of by-laws 195-2011 & 205-2011 through 210-2011 (inclusive).

Carried.

**Communications**

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
**M331-2011** That the following Communication Items 1 to 9 and 11 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted; that the Minutes of the Transit Windsor Board of Directors meeting held October 25, 2011 and the Minutes of the Windsor Chartabus Inc. meeting held October 25, 2011 **BE ADOPTED**; and Communication No. 10 which is dealt with as follows:

**Communication No. 10:**

Moved by Councillor Gignac, seconded by Councillor Sleiman,  
**M332-2011** That the report of the City Solicitor dated November 1, 2011 in response to CQ44-2011 respecting weeds and standing water on CN Rail lands **BE RECEIVED** for information, and further, that the City Solicitor **BE AUTHORIZED** to forward a complaint regarding the weeds and standing water on CN Rail lands directly to the Canadian Transportation Agency.

Carried.

Item	From	Description
1	Ministry of Environment	Certificate of Approval Industrial Sewage Works for approval of the establishment of Storm water Management Facilities. <b>City Engineer Note &amp; File SW2011</b>
2	Association of Municipalities of Ontario (AMO)	Canada and Ontario Announce \$481 million Investing in Affordable Housing Program. <b>Executive Director of Housing &amp; Children's Services Chief Financial Officer &amp; City Treasurer Note &amp; File MMA2011</b>
3	Federation of Canadian	Communique: Week of October 17, 2011 including Pre-Budget

	Municipalities (FCM)	Submission – Fall 2011.  <b>Note &amp; File MMF2011</b>
4	Federation of Canadian Municipalities (FCM)	Request for Proposals (RFP) to host the Federation of Canadian Municipalities (FCM) 2013 or 2014 Sustainable Communities Conference and Trade Show.  <b>CEO, Tourism Windsor Essex Pelee Island Note &amp; File MMF2011</b>
5	Federation of Canadian Municipalities (FCM)	Response to letter regarding M282-2011 ( <i>previously distributed</i> ) about financing concept for energy retrofits.  <b>Note &amp; File EI2011</b>
6	Municipal Property Assessment Corporation (MPAC)	Property Assessment Notices to be mailed beginning November 2, 2011.  <b>Chief Financial Officer &amp; City Treasurer Note &amp; File ACEA2011</b>
7	Windsor-Essex County Health Unit – Medical Officer of Health	Medical Officer of Health's support of community water fluoridation.  <b>Windsor Utilities Commission Note &amp; File EI2011</b>
8	Chief Administrative Officer – City of Windsor	Approval to allow eight CUPE Local 82 employees to sell Goodfellows newspapers.  <b>Note &amp; File APR/3918</b>
9	City Solicitor	Fire Marshal's Public Fire Safety Council – Fire Safety Awards.  <b>Note &amp; File SF2011</b>
10	City Solicitor	Response to CQ44-2011 – Weeds and standing water on CN Rail Lands.  <b>Note &amp; File MTR2011</b>
11	Transit Windsor Board of Directors	Minutes of the Transit Windsor Board of Directors meeting held October 25, 2011 and the minutes of the Windsor Chartabus Inc. meeting held October 25, 2011. <b>TO BE ADOPTED</b>  <b>MB2011</b>

Carried.

### Consent Agenda

Moved by Councillor Jones, seconded by Councillor Maghnieh,

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

Item 2 Request to close Pitt Street West from Church Street to Bruce Avenue as noted in Council Motion M257-2011

Item 3 Windsor-Essex Parkway – Appointment of Dillon Consulting Limited

Item 6 Turtle Island Recycling Corp. – Request to Re-pay Loan Early

Item 8 2011 Windsor Santa Claus Parade Sponsorship

Item 9 Residential Rehabilitation Assistance Program (RRAP) 2011/2012 Budget Allocation Agency Agreement

Carried.

**Deferrals and/or Referrals and Withdrawals**

None requested.

**Presentations & Delegations:****PRESENTATIONS:****2011 Customer Service Awards, Corporation of the City of Windsor****Alena Sleziak, Customer Service Coordinator; Marianne D'Alessandro, STAR Vice Chair; and Julie Hovsepian, STAR Committee member**

Alena Sleziak, Customer Service Coordinator; Marianne D'Alessandro, STAR Vice Chair; and Julie Hovsepian, STAR Committee member, along with Councillor Dilkens, Acting Mayor and Valerie Critchley, Acting Chief Administrative Officer, appear before Council to present the Customer Service and Pride in Workplace Recipients for 2011 as follows:

**Pride in Workplace**

-Bill Gerard

**Exceptional Customer Service:**

-Sheri Favot, Employment Officer, Human Resources

-Chantal Balanda, Facility Person, Gino & Liz Marcus Community Centre

-311/211 Call Centre Team – Communications & Customer Service

**WEtech Alliance President Karen Behune Plunkett, and Director of Programs and Communications Yvonne Pillon**

WEtech Alliance President Karen Behune Plunkett, and Director of Programs and Communications Yvonne Pillon, appear before Council to provide a brief overview of the many technology opportunities that could be beneficial to the community to build a regional technology community, that fosters entrepreneurship, innovation and collaboration, creating a wealth of opportunity and prosperity for Windsor-Essex and conclude by stating that Council may provide a sponsorship of \$4500.00 in order to have the City of Windsor logo appear on their membership list.

Moved by Councillor Jones, seconded by Councillor Marra,

**M337-2011** That the presentation by representatives from WEtech Alliance pertaining to the many technology opportunities that could benefit the community **BE RECEIVED FOR INFORMATION.**

Carried

**Jim Faught, Senior Public Liaison Officer, WEMG (Windsor Essex Mobility Group);**  
**Cindy Prince, Communication Manager, PIC (Parkway Infrastructure Constructors); and Garfield Dales,**  
**Manager of Windsor Border Initiatives, Ontario Ministry of Transportation**

Jim Faught, Senior Public Liaison Officer, WEMG (Windsor Essex Mobility Group);  
Cindy Prince, Communication Manager, PIC (Parkway Infrastructure Constructors); and Garfield Dales, Manager  
of Windsor Border Initiatives, Ontario Ministry of Transportation appear before Council to provide a brief update  
on the Parkway progress and the planned future construction activities for the project; Design and Status; Planned  
Construction (upcoming 6 months); Pile Driving; Minimizing Construction Impacts; Maintenance; and Complaints  
Management Protocol and conclude by requesting an exemption to the Noise By-law to allow for low noise  
construction activities.

(For further information see "Delegations" section regarding "Windsor-Essex Parkway – City of  
Windsor Noise By-law 6716 Exemption Application".)

### **DELEGATIONS**

#### **Windsor-Essex Parkway – City of Windsor Noise By-Law 6716 Exemption Application**

##### **Andre Lalonde, resident of Ward 1**

Andre Lalonde, resident of Ward 1, appears before Council to request that Council reject the  
administrative recommendation to grant the Windsor Essex Parkway noise by-law exemption application,  
suggesting that the residents in the area have been subjected to substantial noise and inconvenience from the onset  
of the project, and concludes by requesting that Council reject the request for the sake of the residents in the area.

##### **Murray Dow, resident of Ward 1**

Murray Dow, resident of Ward 1, appears before Council to request that Council reject the  
administrative recommendation to grant the Windsor Essex Parkway noise by-law exemption application,  
suggesting that the removal of the trees in the area has increased the noise substantially, and concludes by  
requesting that Council reject any form of night construction in the area.

##### **Denise Kalas, resident of Ward 1**

Denise Kalas, resident of Ward 1, appears before Council to request that Council reject the  
administrative recommendation to grant the Windsor Essex Parkway noise by-law exemption application, stating  
that the residents still residing there deserve some form of quality of life.

Councillor Dilkens as Acting Mayor leaves the meeting at 8:03 o'clock p.m. and Councillor  
Gignac assumes the Chair.

Councillor Dilkens as Acting Mayor returns to the meeting at 8:05 o'clock p.m. and Councillor  
Gignac returns to her seat at the Council table.

ST/8821 4

(For final disposition of this matter, see **Clause CR287/2011** in Schedule "A" attached hereto.)

**Report No. 34 – Executive Committee Report – Relief from Property Taxation****Marion Overholt, Solicitor, Legal Assistance of Windsor**

Marion Overholt, Solicitor, Legal Assistance of Windsor, appears before Council to speak in support of the recommendation to allow for relief from property taxation, suggesting that the time frame for accepting applications be extended an additional year, and concludes by thanking Council and Administration for the attention and time that has been dedicated to this program.

**Rolly Marentette, Income Support Sub Committee for Pathway to Potential**

Rolly Marentette, Income Support Sub Committee for Pathway to Potential, appears before Council to speak in support of the recommendation regarding the relief from property taxation, suggesting that the time frame for accepting applications be extended an additional year, and concludes by stating that Pathway to Potential is prepared to work with Administration to enhance program.

MB2011

(For final disposition of this matter, see **Report Section.**)

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

- Item 1 Windsor-Essex Parkway – Ontario Municipal Board Road Closure Process
- Item 5 Blight Mitigation Strategy
- Item 7 2012 Schedule of Council & Standing Committee Meetings

**Consideration of Committee Reports**

Moved by Councillor Sleiman, seconded by Councillor Valentinis,  
**M333-2011** That **Report No. 34 of the Executive Committee** “Relief from Property Taxation” of its meeting held August 30, 2011 **BE ADOPTED AS AMENDED** to reflect the following:

THAT City Council **ACCEPT** Administration’s recommendations with regards to approval of 39 applications for total tax relief of \$58,624.09 and;

THAT City Council **AUTHORIZE** the carry forward of \$30,591.86 from the 2010 tax relief program to the 2011 tax relief program and;

THAT City Council **AUTHORIZE** an additional \$49,408.14 to be allocated from the Budget Stabilization Reserve for purposes of providing the tax relief program for 2011.

THAT Administration **BE REQUESTED** to research the City of Ottawa’s waiver option of the 5% annual interest charge; along with the tax relief guidelines of Oshawa, Hamilton and Sudbury, and that Administration **REPORT BACK** to Council within 90 days .

Carried.

Moved by Councillor Sleiman, seconded by Councillor Valentinis,  
**M334-2011** That **Report No. 12 of the Family Aquatics and Library Complex Steering Committee** -  
"Family Aquatic and Library Complex (the "Facility") - Compliance Team" of its meeting held November 4, 2011  
- **BE ADOPTED** as presented.  
Carried.

MB2011

Moved by Councillor Sleiman, seconded by Councillor Valentinis,  
**M335-2011** That **Report of the Special In-Camera Meeting** of its meeting held November 17, 2011,  
**BE ADOPTED** as presented.  
Carried.

ACO2011

**By-laws**

Moved by Councillor Marra, seconded by Councillor Gignac,  
That the following By-laws No. 195-2011 & 205-2011 through 210-2011 (inclusive),  
be introduced and read a first and second time:

- 195-2011 "A BY-LAW TO PROVIDE VITAL SERVICES TO RESIDENTIAL TENANTS IN THE CITY OF WINDSOR"
- 205-2011 "A BY-LAW TO CLOSE, STOP UP AND CONVEY STREETS AND ALLEYS IN THE AREA BOUNDED BY AND INCLUDING WATER STREET TO THE WEST, BOUNDED BY BROADWAY BOULEVARD TO THE SOUTH, BOUNDED BY OJIBWAY PARKWAY TO THE EAST AND BOUNDED BY AND INCLUDING CHAPPUS STREET AND HEALY STREET TO THE NORTH, MORE PARTICULARLY DESCRIBED IN SCHEDULE "A" ATTACHED HERETO"
- 206-2011 "A BY-LAW TO CLOSE, STOP UP AND CONVEY A PART OF THE STREET COMMONLY KNOWN AS MCDOUGALL STREET, CITY OF WINDSOR"
- 207-2011 "A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS MCHUGH STREET, IN THE CITY OF WINDSOR"
- 208-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW""
- 209-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 AS THE "CITY OF WINDSOR ZONING BY-LAW""
- 210-2011 "A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE TWENTY-FIRST DAY OF NOVEMBER, 2011"

Carried.

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,  
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 amended)
- 6) By-laws given first and second readings (as presented)

Carried.

### Notices of Motion

Councillor Halberstadt gives notice that he will introduce a motion for consideration at the December 5, 2011 meeting of Council to grant permission to the Windsor-Essex Children's Aid Society to extend their temporary sign permit for banners along Riverside Drive East for 1 year.

SBS2011

Councillor Dilkens advises that he intends to introduce a motion for consideration at a future meeting of Council regarding the "Use of City Parks Bylaw" and the number of instances where the permit fee has been waived to utilize a park for an event.

SR2011

### Third Reading of By-laws

Moved by Councillor Jones, seconded by Councillor Maghnieh,  
That the following By-laws No. 195-2011 & 205-2011 through 210-2011 (inclusive), having been read a first and second time be now read a third time and finally passed and that the Acting Mayor and Clerk **BE AUTHORIZED** to sign and seal the same notwithstanding any contrary provision of the Council.

Carried.

### Petitions

M336-2011 Moved by Councillor Gignac, seconded by Councillor Payne,  
That the petition presented by Councillor Gignac from residents of Belle Isle View Blvd. requesting to prune all trees on Belle Isle View Blvd. due to the recent rash of tree and property damage on this stretch of roadway **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the Manager of Forestry and Horticulture for the purpose of an examination of the requested works or undertakings; and further that a report **BE PROVIDED** consistent with the direction provided.

Carried.

ACO/10546



Councillor Dilkens as Acting Mayor leaves the Chair at 9:40 o'clock p.m. and Councillor Jones assumes the Chair to allow for Councillor Dilkens to ask questions from his Council seat.

### Council Questions

Moved by Councillor Valentinis, seconded by Councillor Marra,

**M338-2011** That the following Council Question by Councillor Valentinis **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ71-2011

Asks Re: Pelissier – Erie to Wyandotte. As part of budget discussions can we have the cost of rehabilitation (re-surfacing) Pelissier from Erie Street to Wyandotte.

SW2011

Carried.

Moved by Councillor Halberstadt, seconded by Councillor Valentinis,

**M339-2011** That the following Council Question by Councillor Halberstadt **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ72-2011

Asks for a report from Administration on the cost and timelines to rehabilitate Willistead Crescent curbs and roadway to come forward at Capital Budget deliberations.

SW2011

Carried.

Moved by Councillor Marra, seconded by Councillor Valentinis,

**M340-2011** That the following Council Question by Councillor Marra **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ73-2011

Asks Administration to prepare a report with regards to the basement flooding that has occurred along Wachna and its abutting streets. The report is to include what infrastructure improvements are required for a permanent solution to stop the basement flooding in this area.

SW2011

Carried.

Moved by Councillor Payne, seconded by Councillor Maghnieh,  
**M341-2011** That the following Council Question by Councillor Payne **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of a written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ74-2011

Asks for a report on means by which paper use in the Corporation could be reduced in the interest of the environment, tree preservation and sustainability.

Carried.

EI2011

**Adjournment**

Moved by Councillor Marra, seconded by Councillor Gignac,  
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 10:00 o'clock p.m.

**ACTING MAYOR**

**CITY CLERK**

**THIS IS A DRAFT COPY**

**SUPERVISOR OF COUNCIL SERVICES/DEPUTY CITY CLERK**

Valentinis  
Marra

CR284/2011

That the City of Windsor **ENDORSE** in principle the Windsor-Essex Parkway Road Closure application to the Ontario Municipal Board (OMB) as outlined in the letter dated July 28<sup>th</sup>, 2011 (Schedule A), pending review of final design, specifications and drawings; and,

That the City of Windsor **NOT OBJECT** to the application to close, pursuant to OMB Notice of Road Closing dated October 12, 2011.

Carried.

Report Number 15589 ST/8821 1

Jones  
Maghnieh

CR285/2011

That the 20.1 metre (66.0 feet) wide portion of Pitt Street West from Church Street to Bruce Avenue, as shown on Drawing Number CC-1620, attached as Appendix "B" **BE CLOSED FOR MUNICIPAL PURPOSES** subject to the following:

- Easements are required in favour of:  
Bell Canada  
Enwin Utilities – Hydro Division  
Windsor Utilities Commission – Water Division  
Cogeco Cable Systems Inc.
- The by-law to close not be registered until construction of the aquatic family centre begins

and further:

- the City Engineer **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing CC-1620, attached as Appendix "B";
- the City Planner, or designate, **BE AUTHORIZED** to publish the required legal notice;
- the City Solicitor **BE REQUESTED** to prepare the by-law to close;
- the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign all necessary documents approved as to form and content satisfactory to the City Solicitor; and
- the transaction **BE COMPLETED** electronically pursuant to By-law Number 366-2003.

Carried.

Report Number 15586 SR/11026 C2

Appendices

Drawing Number CC-1620

Jones  
Maghnieh

CR286/2011

That City Council **APPROVE THE APPOINTMENT** of Dillon Consulting Limited as the Engineer under Section 78 of the Ontario Municipal Drainage Act for the Windsor Essex Parkway project only, conditional upon there being **no costs** to the City, and that the City reserves the right to obtain a professional review.

Carried.

Report Number 15508 ST/8821 C3

Marra  
Sleiman

CR287/2011

That the following exemption requests to the provisions of the Noise By-law 6716 (as amended), **BE GRANTED** to permit for the operation of construction equipment **excluding pile driving operations**, required to complete the Windsor- Essex Parkway;

a. Specific exemption request:

To grant the City Engineer authorization to approve exemptions for work that is last minute in nature not described in the General exemption request above. These requests would be last minute type requests and would be limited to a 4 day exemption, and that the proponent

**BE REQUIRED** to provide proper notification to affected residents for each request,

and further, that the ward Councillor be notified and consulted of any noise exemption requests.

Carried.

Councillor Jones voting nay.

Councillors Payne and Valentinis disclose an interest and abstain from voting on this matter.

Report Number 15590 ST/8821 4

Valentinis  
Jones

CR288/2011

I. That Council **APPROVE** the proposed amendments contained in the Definitions and Parts 1 and 4 of Appendix 1 of the Maintenance and Occupancy Standards By-law 147-2011 thereby authorizing the Building Department to deal with vacant and derelict buildings in a consistent and timely manner.

II. That Council further **APPROVE** the amendments contained in Part 5 of Appendix A of the Maintenance and Occupancy Standards By-law 147-2011 (see Appendix 1) to protect the heritage aspects of those buildings designated by Council under Part IV and Part V of the Ontario Heritage Act.

Carried.

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

Report Number 15579 SB/10571 5

Jones  
Maghnieh

CR289/2011

THAT subject to approval as to financial content by the City Treasurer and Chief Financial Officer and as to legal content by the City Solicitor, the City of Windsor **ACCEPT** Turtle Island Recycling Corp.'s offer to repay early their loan for the City's surplus packer fleet; and

THAT the City **ACCEPT** payment from Turtle Island Recycling Corp. in the amount of \$805,682.44 representing the remaining loan principal after the November 2011 payment; and

That the City Solicitor **BE AUTHORIZED** to remove any security filed against the equipment.

Carried.

Report Number 15592 EI/10515 C6

Marra  
Valentinis

CR290/2011

That the attached schedule of City Council and Standing Committee meetings for 2012 along with the "Deadlines for Submission of Reports Scheduled for Consideration at **City Council Meetings**" and "Deadlines for Submission of Reports Scheduled for Consideration at **Standing Committee Meetings**" for January 1, 2012 to December 31, 2012 **BE APPROVED**, and further, that the advisors for each of the standing committees and the chairpersons determine whether a meeting is required for each month.

Carried.

Report Number 15598 ACO2011 7

Appendices  
Schedule of meetings

Jones  
Maghnieh

CR291/2011

THAT the request from the Windsor Parade Corporation for a sponsorship in the amount of \$3,630.00 to host the 2011 Annual Windsor Santa Claus Parade on December 3, 2011 **BE APPROVED** and that the funds **BE CHARGED** to the Budget Stabilization Reserve Fund.

Carried.

Report Number 15595 SR/11205 C8

Jones  
Maghnieh

CR292/2011

THAT the Community Development and Health Commissioner **BE AUTHORIZED** to execute the Residential Rehabilitation Assistance Program (RRAP) 2011/2012 Budget Allocation Agency Agreement between Canada Mortgage and Housing Corporation (CMHC) and the City of Windsor provided the agreement is in a form and content satisfactory to the City Solicitor; satisfactory in financial content to the City Treasurer and satisfactory in technical content to the Executive Director of Housing and Children's Services.

Carried.

ADOPTED by Council at its meeting held November 21, 2011 [M335-2011]  
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA**  
**November 17, 2011**

**Meeting called to order at: 4:50 p.m.**

**Members in Attendance:**

Mayor E. Francis  
Councillor D. Dilkens  
Councillor R. Jones  
Councillor F. Valentinis  
Councillor B. Marra  
Councillor J. Gignac  
Councillor A. Maghnieh  
Councillor E. Sleiman

**Members Absent:**

Councillor A. Halberstadt (participates by  
phone)  
Councillor P. Hatfield (participates by phone)  
Councillor H. Payne

**Also in attendance:**

H. Reidel, Chief Administrative Officer  
J. Wilson for R. Warsh, Community Development and Health Commissioner and  
Corporate Leader Social Development, Health, Recreation and Culture  
M. Sonego, City Engineer and Corporate Leader Environmental Protection and  
Transportation  
G. Wilkki, City Solicitor and Corporate Leader Economic Development and  
Public Safety  
S. Vlachodimos, Deputy Clerk  
O. Colucci, Chief Financial Officer/City Treasurer and Corporate Leader Finance  
and Technology  
N. Coleman, Mayor's Chief of Staff  
C. Masterson, Manager of Cultural Affairs

**Verbal Motion is presented by Councillor Dilkens, seconded by Councillor  
Maghnieh,**

That Rule 3.3(c) of the *Procedure By-law, 98-2011*, BE WAIVED to allow for the Mayor to call a special meeting without 24 hours notice.

Motion Carried.

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

2. Property matter – security of the property of the Corporation.

Motion Carried.

Verbal Motion is presented by Councillor Dilkens, seconded by Councillor Maghnieh, to move in Camera for discussion of the following item(s), adding Item 2:

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, as amended</u>
1.	Property matter – acquisition or disposition of land by municipality – verbal report	239(2)(c)
2.	Property matter – security of the property of the Corporation – ADDED	239(2)(a)

Motion Carried.

#### Declarations of Pecuniary Interest:

None declared.

#### Discussion on the items of business. (Items 1 and 2)

The Mayor leaves the meeting at 5:52 p.m., and Councillor Dilkens assumes the Chair.

Councillor Valentinis leaves the meeting at 5:55 p.m.

The Mayor returns at 6:03 p.m., and leaves the meeting at 6:04 p.m.

Verbal Motion is presented by Councillor Marra, seconded by Councillor Jones,

to move back into public session.

**Motion Carried.**

**Moved by Councillor Sleiman, seconded by Councillor Marra,  
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the  
report(s) discussed at the In-Camera Council Meeting held November 17, 2011 directly  
to Council for consideration at the next Regular Meeting.**

1. That the confidential verbal report from Mayor Francis respecting a property matter – acquisition or disposition of land by municipality **BE RECEIVED** and further that the Mayor and Administration **BE AUTHORIZED** to proceed in accordance with the verbal direction of Council.

2. That the recommendation, as amended, contained in the confidential report from the City Engineer and Corporate Leader Environmental Protection and Transportation, Manager of Purchasing and Risk Management and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property matter – security of the property of the Corporation **BE APPROVED**.

**Councillor Valentinis is absent for the vote on this item.**

**Motion Carried.**

**Moved by Councillor Marra, seconded by Councillor Jones,  
That the special meeting of council held November 17, 2011 BE ADJOURNED.  
(Time: 6:10 p.m.)**

**Motion Carried.**



**ADOPTED AS AMENDED**  
by Council at its meeting held November 21, 2011 [M333-2011]  
/AA

Windsor, Ontario November 21, 2011

**REPORT NO. 34 of the  
EXECUTIVE COMMITTEE**  
of its meeting held August 30 2011

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**Members Present:**

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

**Members Absent:** **Councillor B. Marra**

The following recommendation of the Executive Committee  
**BE APPROVED** as follows:

Moved by Councillor Halberstadt, seconded by Councillor Maghnieh,  
THAT City Council **APPROVE** the changes to the guidelines for the provision of tax relief  
under Section 357(1) (d.1) of the Ontario Municipal Act, 2001:

Extreme Poverty

- *Completion of a financial disclosure statement which includes family income, savings and assets*
- *Full tax relief would be approved if*
  - *Income levels for the family unit are at or below that which has been determined as low-income cut offs for purposes of social assistance*
  - *Liquid and non-registered financial savings/assets of the family unit at December 31<sup>st</sup> of the tax year are equal to or below the amount of the property taxes*
  - *Property assessment value is equal to or less than \$150,000*
- *Partial tax relief would be approved if*
  - *Income levels for the family unit exceed that which has been determined as low-income cut offs for purposes of social assistance. That is, income above the threshold would be deducted first from the property taxes payable. The balance of taxes, if any, would be considered for tax relief purposes.*
  - *Liquid and non-registered financial savings/assets of the family unit at December 31<sup>st</sup> of the tax year are above the amount of the property taxes. That is, savings/assets above the threshold would be deducted first from the property taxes payable. The balance of taxes, if any, would be considered for tax relief purposes.*

- *Property assessment value is greater than \$150,000. That is, the assessed value above the threshold would be deducted first from the property taxes payable. The balance of taxes, if any, would be considered for tax relief purposes.*
- *Family unit for purposes of determining family income is defined as all registered owners, spouses and any occupants 18 years of age or older. Children below the age of 18 in full time attendance at a qualifying educational institution are excluded.*
- *Ontario Property Tax grants are included in determining tax relief. That is, grants received as a result of claiming the property taxes as a personal tax deduction is deducted from tax relief provided under the program*
- *Applications would be accepted for a period not to exceed two years (consecutive or otherwise)*

THAT City Council **ACCEPT** Administration's recommendations with regards to approval of 39 applications for total tax relief of \$58,624.09 and;

THAT City Council **APPROVE** the continuation of the tax relief program under the revised guidelines for 2011 and;

THAT City Council **AUTHORIZE** the carry forward of \$30,591.86 from the 2010 tax relief program to the 2011 tax relief program and;

THAT City Council **AUTHORIZE** an additional \$49,408.14 to be allocated from the Budget Stabilization Reserve for purposes of providing the tax relief program for 2011.

THAT all appeals **BE FORWARDED** to the Community Development and Health Commissioner for review and recommendations, and further forwarded to Council for final decision; and

THAT Administration **BE REQUESTED** to research the City of Ottawa's waiver option of the 5% annual interest charge; along with the tax relief guidelines of Oshawa, Hamilton and Sudbury, and that Administration **REPORT BACK** to Council within 90 days .

Carried.

*Clerk's Note:* The Report from the Chief Financial Officer dated August 18, 2011 titled "Relief from Property Taxation" is *attached* as background information

**Livelihood 15445 AF2011**

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CHAIRPERSON

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CITY CLERK

**ADOPTED** by Council at its meeting held November 21, 2011 [M334-2011]

**KK/**

Windsor, Ontario November 21, 2011

**REPORT NO. 12 of the  
FAMILY AQUATICS AND LIBRARY COMPLEX  
STEERING COMMITTEE**  
of its meeting held  
November 4, 2011

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**Present:** Councillor Dilkens, Chair  
Councillor Sleiman  
Councillor Jones  
Councillor Payne

**Regrets:** Councillor Fulvio Valentinis

Your Committee submits the following recommendation:

- Moved by Councillor Sleiman, seconded by Councillor Jones,
- I.** That the award of contract under RFP 113-11 (Compliance Consulting Services for Family Aquatic and Library Complex) **BE MADE** to L.P. Meyer and Associates (Windsor) Ltd. in the amount of \$160,000 with an additional hourly rate of \$130.00 for out-of-scope services; and,
  - II.** That the City Clerk and Chief Administrative Officer **BE AUTHORIZED** to execute an agreement with L.P. Meyer and Associates Ltd. satisfactory in technical content to the Project Manager in financial content to the City Treasurer and in legal content to the City Solicitor.

Carried.

*Clerk's Note:* The report of the Manger of Purchasing and Risk Management dated November 4, 2011 entitled "Family Aquatic and Library Complex (the "Facility") – Compliance Team" is *attached*.

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CHAIRPERSON

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COMMITTEE COORDINATOR