

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 Bill Bradley from St. John's Anglican Church, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

Councillor Payne discloses an interest and abstains from voting on Report No. 121 of the Planning & Economic Development Standing Committee regarding "Request for demolition of Heritage-Listed Property – Anthony F. and Anna Grayson House, 1077 Ouellette Avenue" due to his involvement in the BUHDAG application to quash certain bylaws.

Minutes

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
That the Minutes of the Special Budget Meeting of Council held March 4, 2013 and the regular meeting of Council held April 8, 2013, **BE ADOPTED** as presented.
Carried.

Notice of Proclamations

National Immunization Awareness Week – April 20-27, 2013
Building Safety Month – May 2013
Battle of The Atlantic Week – May 4-10, 2013
Canadian Power & Sail Squadrons Week – May 5-11, 2013
Municipal Clerks Week – May 5-11, 2013

Committee of the Whole

Moved by Councillor Dilkens, seconded by Councillor Gignac,
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); and
 - (g) consideration of by-laws 53-2013 through 59-2013 (inclusive).
- Carried.

Communications

Moved by Councillor Halberstadt, seconded by Councillor Hatfield,
M116-2013 That the following Communication Items 1 to 8, 10 and 14 to 15 inclusive, as set forth in the Council Agenda **BE REFERRED** as noted except Communication No. 9, 11, 12 and 13 which are dealt with as follows:

Communication No. 9:

Moved by Councillor Marra, seconded by Councillor Maghnieh,
M117-2013 That the request of Walker Homesites Athletic Club dated January 2013, **BE APPROVED** in the amount of a \$1,000.00 sponsorship from the City of Windsor for the Team to attend the 2013 Pee Wee Minor Team to Cooperstown, New York, for a week long international tournament in the Summer of 2013, and that this **BE CHARGED** to the Sponsorship Fund.
Carried.
Councillors Halberstadt and Hatfield voting nay.

APR2013

Communication No. 11:

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
M153-2013 That the request for a waiving of fees for the cost of obtaining the alley between Alexis Road and Chandler in the 2485 block as submitted by Robert Thorpe, **BE DEFERRED**, as well as all other alley requests, and that enforcement by Administration for existing encroachments not related to safety issues stand down until such time as Administration responds to CQ24-2012 by Councillor Payne regarding alleys and options for closing and selling of alleys.
Carried.

AF2013

Communication No. 12:

Moved by Councillor Hatfield, seconded by Councillor Jones,
M154-2013 That the request of Canvas Campus advising of the presentation by Dr. David Suzuki at the WFCU Centre on April 25, 2013 **BE RECEIVED**, and further, that Council **APPROVE** sponsorship in the amount of \$500. towards this event and that this **BE CHARGED** to the Budget Stabilization Reserve (BSR) Fund.

Carried.

APR2013

Communication No. 13:

Moved by Councillor Hatfield, seconded by Councillor Sleiman,
M155-2013 That Council **APPROVE** a full page option in the amount of \$2,000.00 for advertising purposes for the 2013 Negev Dinner in Tribute to Denise and Peter Hrastovec, which will be held on Wednesday, June 19, 2013, and that this **BE CHARGED** to the Budget Stabilization Reserve (BSR) Fund.

Carried.

Councillors Gignac and Halberstadt voting nay.

APR2013

Item	From	Description
1	Association of Municipalities of Ontario (AMO)	2010 OMPF Reconciliation Announced Amid Future Funding Uncertainty. Chief Financial Officer & City Treasurer Note & File MMA2013
2	Federation of Canadian Municipalities (FCM)	Nominations to FCM's Board of Directors. Note & File GM2013
3	Federation of Canadian Municipalities (FCM)	City of Windsor – Former Wickes Manufacturing Facility, Risk Assessment and Site Specific Remedial Action Plan. Chief Financial Officer & City Treasurer City Engineer Note & File GM2013
4	Director Staff Services/Clerk, Town of Tecumseh	Motion of the Town of Tecumseh Regarding the Closure of the Sandwich Street Post Office, 3201 Sandwich Street, City of Windsor. Note & File GM2013
5	Town of Tecumseh	Little 10 th Concession Drain Repair & Improvement, Section 78 <i>Drainage Act</i> Engineer's Drainage Report. (<i>enclosed for Mayor & Council only due to size</i>) City Engineer Note & File SW2013
6	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Wednesday, April 24, 2013, Room 406, 400 City Hall Square East, Windsor. Note & File ZC2013

7	Manager of Urban Design	Application of The Electromac Group Inc. for Site Plan Approval to permit a new industrial building located at 600 Sprucewood Drive. Note & File ZS/10562
8	Manager of Development Applications	Application of the City of Windsor for zoning amendment to permit the creation of a Community Park/Woodland for lands located at 0 St. Patrick's Avenue. <u>Clerk's Note:</u> Communication No. 8 description should read " <i>Application of the City of Windsor for rezoning from current GD1.4 to residential RD1.4 with a hold provision.</i> " Note & File ZB/11661
9	Walker Homesites Athletic Club	Walker Homesites Fundraising Letter – Selling advertising space for logo to be displayed on sponsorship banner. Chief Financial Officer & City Treasurer COUNCIL DIRECTION REQUESTED APR2013
10	United Way/Centraide Windsor-Essex County	Thank you letter to the City of Windsor and its employees for supporting the 2012 Campaign. Note & File APR2013
11	Robert Thorpe, Resident	Request for Waiving of Fees for the cost of obtaining the alley between Alexis Road & Chandler. City Engineer City Planner Chief Financial Officer & City Treasurer COUNCIL DIRECTION REQUESTED AF2013
12	Canvas Campus	Request for financial support and to attend a presentation by Dr. David Suzuki at the WFCU Centre on April 25, 2013 at 10:00 o'clock a.m. Chief Financial Officer & City Treasurer COUNCIL DIRECTION REQUESTED APR2013
13	Mayor's Office, City of Windsor & Jewish National Fund Windsor	Request for Sponsorship for the upcoming Negev Dinner on June 19, 2013. Chief Financial Officer & City Treasurer COUNCIL DIRECTION REQUESTED APR2013
14	City Engineer	Additional Meeting for McKay Residents – March 21, 2013. (See Committee Report No. 109 of the Environment, Transportation & Public Safety Standing Committee) Note & File ST2013
15	City Engineer	Michigan Department of Transportation (MDOT) Hazardous Materials Routing – Proposed Changes. Note & File ST2013

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 3 Housekeeping Amendments to Schedule A of By-Law No. 15-2010; A By-Law to Appoint a Chief Building Official and Inspectors to Enforce the Building Code Act
- Item 4 Titcombe Park – MNR Land Use Permit
- Item 5 Significant Municipal Event Status; Beaverfest 2013, May 30-June 2, 2013 and Windsor Rib Fest, August 22-25, 2013, Riverfront Festival Plaza and Riverfront Civic Terrace
- Item 7 RFP #26-13 – Retain Consultant, Flow Monitoring and Hydraulic Modeling of the Sewer System
- Item 8 Chimczuk Bequest to City
- Item 9 Ottawa Streetscape Improvements – Tender No. 19-13

Consent Committee Reports

<i>Environment, Transportation and Public Safety Standing Committee</i>		
No.		Description
1	Report No. 109	McKay/Dominion/Longfellow Traffic Calming Study

<i>Executive Committee</i>		
No.		Description
1	Report No. 129	Mobile Computing Strategy
2	Report No. 130	Establishing an Administrative Penalty System for the Parking By-Law
3	Report No. 131	Minutes of the Transit Windsor and Windsor Chartabus meeting held February 26, 2013

Carried.

Deferrals and/or Referrals and Withdrawals

Item 2 - Notice of Trespass Policy

At the request of Administration, this matter is being further deferred to allow for additional review of the issues.

AL2013 2

(For final disposition of this matter, see Clause **CR71/2013** in Schedule “A” attached hereto.)

Presentations & Delegations:

PRESENTATIONS:

None presented.

DELEGATIONS**Report No. 121 of the Planning & Economic Development Standing Committee
Request for demolition of Heritage-Listed Property – Anthony F. and Anna Grayson House,
1077 Ouellette Avenue****Susan Easterbrook, Solicitor representing Developers and Dr. Christopher Blue**

Susan Easterbrook, Solicitor representing Developers and Dr. Christopher Blue, appear before Council and are available for questions regarding the request for demolition of Heritage-listed Property – Anthony F. and Anna Grayson House, 1077 Ouellette Avenue, which was first discussed at the April 8, 2013 meeting of Council.

MB2013

(For final disposition of this matter, see Clause **M152-2013** in Schedule “A” attached hereto.)

Establishment of 2013 Tax Policy and Municipal Tax Rates**Robert Maich, Golden Razor**

Robert Maich, Golden Razor, appears before Council to provide comment regarding the establishment of 2013 tax policy and municipal tax rates and suggests that Council reduce the disparity/gap between classes over the long-term as opposed to widening that gap, thus creating winning conditions.

ACEA/11600 1

(For final disposition of this matter, see Clause **CR70/2013** in Schedule “A” attached hereto.)

Report No. 117 of the Social Development, Health & Culture Standing Committee (Museum Feasibility Development Study Report)**Dr. David Wonham**

Dr. David Wonham, appears before Council to provide comment regarding the Museum Feasibility Development Study Report, suggesting that it is premature to deal with this due to the status of the Chimczuk Estate and the Application to Superior Court, and that in the absence of this funding source, alternatives need to be considered.

Leisha Nazarewich, President, Windsor Historic Sites Association

Leisha Nazarewich, President, Windsor Historic Sites Association, appears before Council to provide comment regarding the Museum Feasibility Development Study Report, suggesting that Windsor’s Community Museum has outgrown the spaces within the Francois Baby House and that it is important to have the Museum expanded into the Art Gallery location.

Dr. Trevor Price, President, Essex County Historical Society

Dr. Trevor Price, President, Essex County Historical Society, appears before Council to provide comment regarding the Museum Feasibility Development Study Report, suggesting there is a need for expanded museum space in order to effectively showcase Windsor's unique history.

Ted Silberberg, Lord Cultural Resources

Ted Silberberg, Lord Cultural Resources, appears before Council and is available for questions regarding the "Windsor Museum-Museum Feasibility Development Study: Final Report".

Report Number 15987 APR/10168

(For final disposition of this matter, see Clause **M150-2013** in Schedule "A" attached hereto.)

Report No. 123 of the Social Development, Health & Culture Standing Committee (Expanded Museum Destination – Messrs Niforos & Sofos)**David Fields, Van Niforos & Jerry Kavanaugh**

David Fields, Van Niforos & Jerry Kavanaugh, appear before Council to re-iterate their offer of private property located at 1100 University Avenue for museum expansion, and provide a brief overview of their plans for combining a restaurant and an urban farm at that location.

Dr. David Wonham

Dr. David Wonham, appears before Council to speak in support of the Proposal to the City of Windsor for an expanded museum destination at 1100 University Avenue West, and that this would fulfill the requirements of the Chimczuk Estate.

APR/10168

Mayor Francis leaves the meeting at 7:52 o'clock p.m. and Councillor Marra assumes the Chair.

Mayor Francis returns to the meeting at 8:02 o'clock p.m. and Councillor Marra returns to his seat at the Council table.

Mayor Francis leaves the meeting at 8:28 o'clock p.m. and Councillor Dilkens assumes the Chair.

Mayor Francis returns to the meeting at 8:29 o'clock p.m. and Councillor Dilkens returns to his seat at the Council table.

(For final disposition of this matter, see Clause **M151-2013** in Schedule "A" attached hereto.)

Audit of Enwin by PWC LLP – Phase A Report & Proposed Scope – Phase B**Al Nelman, resident of Ward 8**

Al Nelman, resident of Ward 8, appears before Council to provide comment regarding the “Audit of Enwin by PWC UP – Phase A Report and Proposal Scope – Phase B”, stating that the report is not an audit in his view, and not worth the money spent as the iron curtain still prevails and that the dividend serves as a backdoor taxation tool.

Tony Stanco and Brian Webster, Price Waterhouse Coopers LLP

Tony Stanco and Brian Webster, Price Waterhouse Coopers LLP, appear before Council and are available for questions regarding the “Audit of Enwin by PWC LLP – Phase A Report and Proposed Scope – Phase B”.

AF/11641 6

(For final disposition of this matter, see Clause **CR75/2013** in Schedule “A” attached hereto.)

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

Nil.

Consideration of Committee Reports

Nil.

By-laws

Moved by Councillor Dilkens, seconded by Councillor Gignac,
That the following By-laws No. 53-2013 through 59-2013 (inclusive), be introduced and read a first and second time:

- 53-2013 “A BY-LAW TO AMEND BY-LAW NUMBER 15-2010 BEING A BY-LAW TO APPOINT A CHIEF BUILDING OFFICIAL AND INSPECTORS TO ENFORCE THE BUILDING CODE ACT AND REGULATIONS IN WINDSOR”, (See Item 3)
- 54-2013 “A BY-LAW TO AUTHORIZE THE CORPORATION OF THE CITY OF WINDSOR TO ENTER INTO EXTENSION AGREEMENTS AND FOR THE CHIEF ADMINISTRATIVE OFFICER AND CLERK TO EXECUTE SUCH AGREEMENTS”, authorized by M41-2013, adopted January 23, 2013
- 55-2013 “A BY-LAW TO PRESCRIBE A TARIFF OF FEES FOR THE PROCESSING OF PLANNING APPLICATIONS”, authorized by B5/2013, authorized on March 4, 2013
- 56-2013 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE “CITY OF WINDSOR ZONING BY-LAW””, authorized by M90-2013, adopted March 18, 2013

- 57-2013 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE “WINDSOR CORE AREA ZONING BY-LAW””, authorized by M407-2012, adopted September 4, 2012
- 58-2013 “A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS LAKE TRAIL DRIVE, IN THE CITY OF WINDSOR”, authorized by CR76/2011, adopted February 28, 2011
- 59-2013 “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 SECOND DAY OF APRIL, 2013”

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 presented)**
- 6) **By-laws given first and second readings (as presented)**

Carried.

Notices of Motion

Moved by Councillor Hatfield, seconded by Councillor Gignac,
M156-2013 That Rule 13.9 of the Procedure By-law regarding business not already before Council **BE WAIVED** to permit the introduction of a motion for consideration without prior notice regarding the Ambassador Bridge Environmental Assessment.

Carried.

Moved by Councillor Jones, seconded by Councillor Dilkens,
M157-2013 That Administration **BE AUTHORIZED** to retain Mr. David Estrin-Gowling Lafleur Henderson LLP, and that he **BE AUTHORIZED** to prepare and file a submission representing the City’s interests as it relates to the Ambassador Bridge Environmental Assessment, at an upset limit of \$150,000. and further, that Mr. Estrin **REPORT BACK** to Council on this submission.

Carried.

(Clerk’s Note: The City Treasurer advises that the funding source for M157-2013 will be the Budget Stabilization Reserve (BSR).

Third Reading of By-laws

Moved by Councillor Jones, seconded by Councillor Maghnieh,

That the following By-laws No. 53-2013 through 59-2013 (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.

ACO/11248

Council Questions

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

M158 -2013 That the following Council Question by Councillor Dilkens **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:

CQ13-2013

Asks Administration to contact the Ontario Ministry of Natural Resources to determine what options are available to the City to help control the growing deer population that exists west of Huron Church Road.

Carried.

MHS/9496

Moved by Councillor Sleiman, seconded by Councillor Valentinis,

M159 -2013 That the following Council Question by Councillor Dilkens **BE APPROVED**, and that Administration **BE DIRECTED** to proceed with the necessary actions to respond to the Council Question in the form of written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ14-2013

Asks that the City Solicitor report back on the possibility of adding information on Title in the property registration system for properties that have been designated with Heritage interest.

Carried.

MBA2013

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
M160 -2013 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 written report, consistent with Council's instructions, and in accordance with Section 17.1 of the Procedure By-law 98-2011:

CQ15-2013

Asks Administration to prepare a report for City Council with a recommended strategy to address the issues associated with the extensive 700 + properties that currently appear on the City of Windsor Heritage List. The strategy may include, but not limited to the following:

- Improve the frequency of communication with the property owners (ie annual notice) on the list
- Establish a criteria for ranking the properties on the heritage list
- Recommend an expedited process to determine whether a property should either remain on the list or be given a heritage designation.

Carried.

MBA2013

Adjournment

Moved by Councillor Dilkens, 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 10:38 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Sleiman
Dilkens

CR70/2013

THAT City Council **APPROVE** the following recommendations for purposes of calculation of the 2013 Property Tax Rates:

- a. THAT the Municipality **CONTINUE** with the use of optional tax classes of office building, shopping center, parking lot/vacant land, and large industrial.
- b. THAT City Council **ADOPT** the ratios as set out in Scenario 3 - Appendix D for the 2013 taxation year.
- c. THAT tax reductions for the first and second sub-classes of farmland awaiting development **BE RECONFIRMED** at their present level of 65% and 30% respectively.
- d. THAT the Municipality adopt the default reduction rates on vacant commercial and industrial tax classes of 30% and 35% respectively.
- e. THAT the Municipality **SET** the threshold on the tax level for eligible new construction at 100%.
- f. THAT the 2013 capping program for the **multi-residential and commercial classes** **BE APPROVED** to reflect the parameters comprising the following optional tools:
 - i. Establishing a maximum increase threshold at the greater of: 10% of the previous year's annualized capped tax and 5% of the previous year's annualized CVA tax for eligible property; and
 - ii. Imposing a threshold adjustment for capped properties where the required billing adjustment (**credits only**) is within \$250 of the properties' CVA tax; and
 - iii. Those properties that have reached their CVA tax destination **BE EXCLUDED**; and
 - iv. Those properties that will cross over their CVA tax destination **BE EXCLUDED**; and
- g. THAT the 2013 capping program for the **industrial class** **BE APPROVED** to reflect the parameters comprising the following optional tools:
 - i. Establishing a maximum increase threshold at the greater of: 10% of the previous year's annualized capped tax and 5% of the previous year's annualized CVA tax for eligible propert; and
 - ii. Imposing a threshold adjustment for capped properties where the required billing adjustment (**both credits and debits**) is within \$250 of the properties' CVA tax; and
 - iii. Those properties that have reached their CVA tax destination **BE EXCLUDED**; and
 - iv. Those properties that will cross over their CVA tax destination **BE EXCLUDED**; and
- h. THAT the Municipality **REAFFIRMS** to fund the cost of capping through the claw-back mechanism.

Carried.

Marra
Payne

CR71/2013

That the report of the City Solicitor dated March 21, 2013 entitled "Notice of Trespass Policy" **BE DEFERRED** to allow Administration to further review the issues pertaining to this matter.

Carried.

Report Number **16478 AL2013 2**

Jones
Maghnieh

CR72/2013

I THAT By-law 15-2010 respecting the appointment of Building Officials **BE AMENDED** by deleting Schedule A attached thereto and replacing it with Schedule A attached hereto.

II AND THAT amending By-law 53-2013 **BE PASSED** at this meeting of Council.

Carried.

Report Number **16497 AB2013 C3**

Appendices
Schedule A

Jones
Maghnieh

CR73/2013

THAT the report of the Executive Director of Parks and Facilities Department regarding the closure of Titcombe Park **BE APPROVED**; and further,

THAT the Executive Director of Parks and Facilities **BE DIRECTED** not to enter into a new land use permit agreement with the Ontario Ministry of Natural Resources for the Titcombe Park lands; and further,

THAT the Parks and Facilities Department proceed with the closure of Titcombe Park and the removal of existing park amenities; and further,

THAT the funding required for the removal of park amenities **BE FUNDED** from capital project ID#7129009 Equipment Removals to the upset amount of \$5,000.

Carried.

Report Number **16491 SR2013 C4**

Jones
Maghnieh

CR74/2013

THAT the request from Beaverfest Ltd. and Family Shows Canada for approval of designation as „Significant Event Status“ for the purpose of applying for their individual liquor services

BE APPROVED for the following events:

- Beaverfest, May 30, 2013 - June 2, 2013
- Windsor Rib Fest, August 22, 2013 – August 25, 2013.

Carried.

Report Number **16469 GPLL2013 & SR2013 C5**

Dilkens
Jones

CR75/2013

THAT City Council **RECEIVE** the report from Price Waterhouse Coopers LLP on Phase A of its audit work at the Enwin group of companies (attached as Appendix A) for information.

Carried.

Report Number **16504 AF/11641 6**

Appendices
Report

Jones
Maghnieh

CR76/2013

- I. That the firm of Dillon Consulting Limited **BE RETAINED** to perform flow monitoring, data collection and hydraulic modelling of the City’s sewer system which will help in developing a Master Plan for storm and sanitary sewers, for an upset limit of \$596,000.00 (plus HST), with an option to add an additional year of monitoring at \$150,000 (plus HST) if required, and with a further option for the provision of ongoing station monitoring at an additional price of \$650/station/month with the total cost of any additional monitoring not to exceed \$175,500.00 (plus HST) if required in accordance with their proposal for consulting services, dated March 20, 2013, and
- II. That **APPROVAL BE GIVEN** to undertake an expenditure of \$1,291,000.00 (including HST), for the flow monitoring, data collection and hydraulic modeling of the City’s sewer system project to **BE CHARGED** to chart field: 007-5310-1790-02942-7124000, to **BE FUNDED** as follows:
 - a. \$450,000.00 as approved in the 2012 and 2013 Capital Works Budgets, from Project No. 7124000 (Stormwater and Sanitary Master Plan);
 - b. \$500,000.00 as a precommitment to 2014 Capital Works Budget for Project No. 7124000 (Stormwater and Sanitary Master Plan); and
 - c. \$341,000.00 as a precommitment to 2015 Capital Works Budget for Project No. 7124000 (Stormwater and Sanitary Master Plan).

- III. That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with Dillon Consulting Limited, 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 **16492 SW/11660 C7**

Jones
Maghnieh

CR77/2013

That Council **DIRECT** Administration to use the funds left to the City by the late Joseph Chimczuk in his Will dated August 4, 1989 in accordance with the following guidelines:

1. The funds must contribute to the capital costs of a museum;
2. The museum must be associated with cultural purposes and include an archive and library component;
3. The Joseph Chimczuk family name must be prominently identified with the museum or a part of it.

Carried.

Report Number **16512 AL/1896 C8**

Jones
Maghnieh

CR78/2013

- I. THAT the following low tender **BE ACCEPTED**:

TENDERER: Major Construction (2010) Ltd.
2393 Walker Road
Windsor, ON N8W 3P7

TOTAL TENDER PRICE: \$2,890,239.30 (excluding HST)
ACCOUNT CHARGED: 007-5410-1790-02942-7121024

And that the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a contract with the tenderer satisfactory in form to the City Solicitor, in technical content to the City Engineer and in financial content to the City Treasurer.

- II. THAT Council **APPROVE** an additional expenditure of \$485,000.00 (excluding HST) for the Ottawa Streetscape Improvements, from Windermere Road to Pierre Avenue, with funds to **BE TRANSFERRED** from the 2010 Road Rehabilitation Program (Project ID 7101001) to the Ottawa Streetscape Project ID 7121024.

Carried.

Report Number **16509 SW/11609 C9**

STANDING COMMITTEE RESOLUTIONS

Moved by Councillor Jones, seconded by Councillor Maghnieh,
M146-2013 That **Report No. 109 of the Environment, Transportation & Public Safety Standing Committee** of its meeting held February 20, 2013 regarding “McKay/Dominion/Longfellow Traffic Calming Study” **BE ADOPTED** as presented.
Carried.

Report Number 16378 ST2013

Moved by Councillor Jones, seconded by Councillor Maghnieh,
M147-2013 That **Report No. 129 of the Executive Committee of Council** of its meeting held March 25, 2013 regarding “Mobile Computing Strategy” **BE ADOPTED** as presented.
Carried.

Report Number 16387 GP/9577

Moved by Councillor Jones, seconded by Councillor Maghnieh,
M148-2013 That **Report No. 130 of the Executive Committee of Council** of its meeting held March 25, 2013 regarding “Establishing an Administrative Penalty System for the Parking By-Law” **BE ADOPTED** as presented.
Carried.

Report Number 16372 ST2013

Moved by Councillor Jones, seconded by Councillor Maghnieh,
M149-2013 That **Report No. 131 of the Executive Committee of Council** of its meeting held March 25, 2013 regarding “Minutes of the Transit Windsor and Windsor Chartabus meeting held February 26, 2013” **BE ADOPTED** as presented.
Carried.

MB2013

Moved by Councillor Valentinis, seconded by Councillor Sleiman,
M150-2013 That **Report No. 117 of the Social Development, Health & Culture Standing Committee** of its meeting held October 10, 2012 regarding “Museum Feasibility Development Study Report” **BE ADOPTED** as follows:

- I. THAT the report from the Manager of Cultural Affairs on the Museum Feasibility Study **BE RECEIVED** as information and further (upon completion of the negotiations between the Art Gallery of Windsor and the City to locate the Community Museum the first floor of the Art Gallery Building), that Administration **BE DIRECTED** to report back with a detailed report on the recommendations with a capital and operating budget plan and next steps including funding specific and a business case; and
- II. THAT the City Solicitor **BE DIRECTED** to provide Council with an update as to the status of the Chimczuk Estate – Application to Court; and
- III. THAT Council **BE PROVIDED** with a Library update in terms of the requirements since the initial discussions took place with the CEO of the Windsor Public Library.

Carried.

At the request of Councillor Marra a **recorded vote** is taken:

RESULTS OF RECORDED VOTE:

In Favour	Councillors Dilkens, Valentinis, Marra, Hatfield, Payne, Sleiman and Maghnieh and Mayor Francis
Opposed	Councillors Gignac, Halberstadt and Jones
Abstain	None
Absent	None

Report Number 15987 APR/10168

Moved by Councillor Dilkens, seconded by Councillor Hatfield,
M151-2013 That **Report No. 123 of the Social Development, Health & Culture Standing Committee** of its meeting held October 10, 2012 regarding “Expanded Museum Destination – Messrs Niforos & Sofos” **BE RECEIVED** for information.

Carried.

APR/10168

Moved by Councillor Valentinis, seconded by Councillor Gignac,
M152-2013 That **Report No. 121 of the Planning & Economic Development Standing Committee** of its meeting held February 11, 2013 regarding “Request for Demolition of Heritage-Listed Property – Anthony F. and Anna Grayson House, 1077 Ouellette Avenue”, **BE ADOPTED AS AMENDED** to approve the request to demolish the Anthony F. and Anna Grayson House at 1077 Ouellette Avenue, on the condition that demolition be deferred until an amended Site Plan Agreement for 1083 and 1089 Ouellette Avenue (SPC-039/11), incorporating 1077 Ouellette as part of that development, is agreed to.

Carried.

Councillors Halberstadt, Hatfield, Jones and Dilkens voting nay.

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

Report Number 16309 MB2013

STANDING COMMITTEE REPORTS

Adopted by Council at its meeting held April 22, 2013 [M146-2013]

/AA

Windsor, Ontario April 22, 2013

REPORT NO. 109 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held February 20, 2013

Present: **Councillor J. Gignac**
 Councillor A. Halberstadt
 Councillor R. Jones,
 Councillor H. Payne
 Councillor F. Valentinis, Chair

That the following recommendations of the Environment, Transportation and Public Safety Standing Committee **BE APPROVED:**

Moved by Councillor Gignac, seconded by Councillor Payne,

- A. That the report from the City Engineer *McKay/Dominion/Longfellow Traffic Calming Study* **BE RECEIVED** for information, and
- B. That Council **APPROVE** \$16,000 to be funded from Project # 7045034 (Pedestrian Safety Improvement) for the recommended sidewalk extension, and
- C. That Administration **BE DIRECTED** to construct a sidewalk on the east side of Dominion Boulevard from its current endpoint north of Cabana Road to Roselawn Drive.
- D. Administration **BE DIRECTED** to conduct a meeting with the residents of McKay Avenue to outline the contents of the report and inform the residents that the Traffic Calming Policy is currently being reviewed.
- Carried.

Clerk's Note: The report authored by the Policy Analyst dated January 16, 2013 entitled "*McKay/Dominion/Longfellow Traffic Calming Study*" is attached as background information.

Livelihood 16378, ST2013

CHAIRPERSON

DEPUTY CLERK

Adopted by Council at its meeting held April 22, 2013 [M147-2013]

/AA

Windsor, Ontario April 22, 2013

REPORT NO. 129 of the
EXECUTIVE COMMITTEE
of its meeting held March 25, 2013

Members Present:

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

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

Moved by Councillor Sleiman, seconded by Councillor Jones,
That .the report of the Executive Director of Information Technology dated March 6, 2013 entitled “Mobile Computing Strategy” **BE APPROVED.**
Carried.

Liveline #16387, GP/9577

Clerk’s Note: The administrative report authored by the Executive Director of Information Technology dated March 6, 2013 entitled “*Mobile Computing Strategy*” is **attached** as background information.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 22, 2013 [M148-2013]

/AA

Windsor, Ontario April 22, 2013

REPORT NO. 130 of the
EXECUTIVE COMMITTEE
of its meeting held March 25, 2013

Members Present:

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

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

Moved by Councillor Gignac, seconded by Councillor Dilkens,

- I.** That City Council **RECEIVE** the following report from the City Solicitor and City Engineer about the establishment of an Administrative Penalty System to enforce Parking By-law matters.
- II.** That Council **AUTHORIZE** the preparation of an Administrative Penalty Parking By-law.
- III.** That Council **AUTHORIZE** amendments to the Fees and Charges By-law 392-2002 to address administrative fees relevant to Administrative Penalty Parking By-law.
- IV.** That Council **AUTHORIZE** the preparation of a by-law for a hearing officer who will exercise a delegated power of decision with respect to the Administrative Penalty Parking By-law.
- V.** That Council **AUTHORIZE** the preparation of a policy for the prevention of interference in the administration of the system, and a policy for the filing of complaints in connection with the establishment of the Administrative Penalty System.
- VI.** That Council **AUTHORIZE** the amendment of the policy for Enforcement of Parking By-law 9023 and Parking Ticket Cancellation/Fine Reduction to deal with only the disabled parking offence.

Carried.

Livelihood #16372, ST2013

Clerk's Note: The administrative report authored by the Deputy City Solicitor/Manager of Legal Services and Real Estate dated March 6, 2013 entitled "*Establishing an Administrative Penalty System for the Parking By-law*" is attached as background information.

CHAIRPERSON

CITY CLERK

Adopted by Council at its meeting held April 22, 2013 [M149-2013]

/AA

Windsor, Ontario April 22, 2013

REPORT NO. 131 of the
EXECUTIVE COMMITTEE
of its meeting held March 25, 2013

Members Present:

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

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

Moved by Councillor Dilkens, seconded by Councillor Jones,
THAT the minutes of the Transit Windsor and Windsor Chartabus Meeting held February 26, 2013 **BE ADOPTED**.
Carried.

Clerk's Note: The minutes of the Transit Windsor and Windsor Chartabus meeting held February 26, 2013 are *attached* as background information.

CHAIRPERSON

CITY CLERK

**BE RECEIVED/Administration to REPORT BACK
as adopted by Council at its meeting held April 22, 2013 [M150-2013]**

AA/
Windsor, Ontario, April 22, 2013

**REPORT NO. 117 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE
of its meeting held October 10, 2012**

Present: Councillor Fulvio Valentinis
Councillor Ed Sleiman
Councillor Jo-Anne Gignac

Absent: Councillor Alan Halberstadt
Councillor Percy Hatfield

That the following recommendation of the Social Development, Health and Culture Standing Committee **BE APPROVED** as follows:

Moved by Councillor Gignac, seconded by Councillor Valentinis,

I. **THAT** the report from the Manager of Cultural Affairs on the Museum Feasibility Study **BE RECEIVED** as information and further (upon completion of the negotiations between the Art Gallery of Windsor and the City), that Administration **BE DIRECTED** to report back with a detailed report on the recommendations with a capital and operating budget plan and next steps; and

II. **THAT** the City Solicitor **BE DIRECTED** to provide Council with an update as to the status of the Chimczuk Estate – Application to Court; and

III. **THAT** Council **BE PROVIDED** with a Library update in terms of the requirements since the initial discussions took place with the CEO of the Windsor Public Library; and

IV. **THAT** the proposal submitted by Van Niforos and George Sofos dated February 16, 2012 entitled “Proposal to the City of Windsor: Expanded Museum Destination **BE FORWARDED** to Council for consideration.

Carried.

Clerk’s Note: The administrative report authored by the Manager of Cultural Affairs dated September 25, 2012 entitled “Museum Feasibility Development Study Report” is *attached* as background information.

LIVELINK #15987, APR/10168

ACTING CHAIRPERSON

DEPUTY CITY CLERK

**BE RECEIVED for information
as adopted by Council at its meeting held April 22, 2013 [M151-2013]**

**AA/
Windsor, Ontario, April 22, 2013**

**REPORT NO. 123 of the
SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE
of its meeting held October 10, 2012**

Present: Councillor Fulvio Valentinis
Councillor Ed Sleiman
Councillor Jo-Anne Gignac

Absent: Councillor Alan Halberstadt
Councillor Percy Hatfield

That the following recommendation of the Social Development, Health and Culture Standing Committee **BE APPROVED** as follows:

Moved by Councillor Gignac, seconded by Councillor Valentinis,
THAT the Proposal to the City of Windsor entitled Expanded Museum Destination (February 16, 2012) submitted by Van Niforos and George Sofos **BE RECEIVED** for information.
Carried.

Clerk's Note: The proposal to the City of Windsor entitled Expanded Museum Destination (February 16, 2012) submitted by Messrs. Niforos and Sofos is *attached* as background information.

ACTING CHAIRPERSON

DEPUTY CITY CLERK

BE ADOPTED AS AMENDED
as adopted by Council at its meeting held April 22, 2013 [M152-2013]
DEFERRED to the April 22, 2013 meeting of Council
as adopted by Council at its meeting held April 8, 2013 [M132-2013]

/AA
Windsor, Ontario April 8, 2013

REPORT NO. 121 of the
PLANNING & ECONOMIC DEVELOPMENT STANDING COMMITTEE
of its meeting held February 11, 2013

Present: Councillor Drew Dilkens, Vice Chair
Councillor Hilary Payne
Councillor Ed Sleiman

Regrets: Councillor Percy Hatfield
Councillor Bill Marra

That the following recommendations of the Planning & Economic Development Standing Committee **BE APPROVED** as follows:

Moved by Councillor Sleiman, seconded by Councillor Dilkens,
That the request for demolition of a Heritage Listed Property known as the Anthony F. and Anna Grayson House, at 1077 Ouellette Avenue **BE REFERRED** to Council for a decision.

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

LIVELINK #16309

Clerk's Note: Report No. 318 of the Windsor Heritage Committee as well as the administrative report authored by the Heritage Planner dated December 27, 2012 entitled "*Request for Demolition of Heritage-Listed Property – Anthony F. and Anna Grayson House, 1077 Ouellette Avenue*" are **attached** as background information.

VICE CHAIRPERSON

DEPUTY CITY CLERK