

Regular

Council meets in formal session this day at 6:02 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 Mary Templer from University Community Church, offers the Opening Prayer.

Disclosures of Pecuniary Interest and the General Nature Thereof

Councillor Dilkens discloses an interest and abstains from voting on Communication No. 12, regarding "ALS Litigation Update" as he is a member of several organizations that have held bingo licences.

Councillor Hatfield discloses an interest and abstains from voting on Communication No. 12, regarding "ALS Litigation Update" as he used to work with some of the involved charities to raise money for kids.

Councillor Dilkens discloses an interest and abstains from voting on Item 14, being the report of the City Planner regarding "Application by The Raindance Centre for Financial Incentives Under the Economic Revitalization Community Improvement Plan" as there is a conflict with his employer.

Councillor Payne discloses an interest and abstains from voting on Planning Standing Committee Reports No. 36 (Demolition Request 1074-1076 Goyeau Street) and 37 (Demolition Request – 532, 515-523, 527-533 Chatham Street East", due to his involvement in the BUHDAG Application and ongoing litigation.

Minutes

Moved by Councillor Payne, seconded by Councillor Sleiman,
That the Minutes of the regular meeting of Council held October 17, 2011 and the Minutes of the Special meeting of Council held October 24, 2011, **BE ADOPTED** as presented.
Carried.

Notice of Proclamations

Homelessness Awareness Week – November 12-20, 2011

City of Windsor Employee Appreciation Week – November 14-20, 2011

Committee of the Whole

Moved by Councillor Valentinis, seconded by Councillor Dilkens,

That Council do now rise and move into Committee of the Whole with the Mayor presiding for the purpose of dealing with:

- (a) communication items;
- (b) consent agenda;
- (c) hearing requests for deferrals or referrals of any items of business;
- (d) hearing presentations and delegations;
- (e) consideration of business items;
- (f) consideration of Committee reports:
 - (i) **Report of Special In-Camera Meeting or other Committee as may be held prior to Council** (if scheduled);
 - (ii) **Report of Special In-Camera Meeting held October 24, 2011;**
 - (iii) **Report of the Striking Committee of its meeting held October 24, 2011; and**
 - (iv) **Report No. 30 of the International Relations Committee of its meeting held June 29, 2011; and**
 - (v) **Report No. 28, 29, & 31-38 of the Planning Standing Committee** of its meeting held September 12, 2011 and October 11, 2011; and
 - (vi) **Report No. 10 & 11 of the Family Aquatics and Library Complex Steering Committee** of its meeting held October 25, 2011; and
 - (vii) **Report No. 40-43 of the Social Development, Health & Culture Standing Committee** of its meeting held October 12, 2011; and
 - (viii) **Report No. 11-12 of the Economic Development Standing Committee** of its meeting held October 5, 2011; and
 - (ix) **Report No. 11-15 of the Public Safety Standing Committee** of its meeting held September 21, 2011 and October 19, 2011; and
 - (x) **Reports No. 47, 48 of the Audit Committee** of its meeting held January 13, 2011; **Reports 50-52 of the Audit Committee** of its meeting held March 28, 2011; **Reports 61-65 of the Audit Committee** of its meeting held August 5, 2011; and **Report 66 of the Audit Committee** of its meeting held September 13, 2011.

(g) consideration of by-laws 183-2011 to 194-2011 and 196-2011 to 204-2011 (inclusive).

Carried.

Communications

Moved by Councillor Gignac, seconded by Councillor Halberstadt,

M296–2011 That the following Communication Items 1 to 20 inclusive, as set forth in the Council Agenda

BE REFERRED as noted, and that the Minutes of the Transit Windsor Board of Directors and Windsor Chartabus meetings held June 29, 2011, August 6, 2011 and September 27, 2011 **BE ADOPTED:**

Item	From	Description
1	Association of Municipalities of Ontario (AMO)	Delivery and funding of social assistance in Ontario. Community Development & Health Commissioner Chief Financial Officer & City Treasurer Note & File MMA2011
2	Association of Municipalities of Ontario (AMO)	Comments on Bill C-13, <i>Keeping Canada's Economy and Jobs Growing Act</i> which implements the permanency of the Federal Gas Tax Fund (GTF). City Engineer General Manager, Transit Windsor Chief Financial Officer & City Treasurer Note & File MMA2011
3	Coordinator, Leisure Services for Special Populations	Age-friendly Windsor Stakeholder Consultation Sessions November 15 & 16, 2011. Community Development & Health Commissioner Seniors Advisory Committee Recreation Coordinator Note & File MB2011
4	Ontario Building Officials Association (OBOA)	Election of Pier De Simone to the Ontario Building Officials Association (OBOA) Board of Directors. Chief Building Official Note & File SB2011
5	Southwest Economic Alliance (SWEA)	Advocacy Day at Queens Park will be November 24, 2011; Southwest Economic Alliance (SWEA) supports Free Seminar on Sustainable Finance. Note & File GP2011
6	Essex Region Conservation Authority	Response to request seeking information on the Essex Region Conservation Authority's 2012 budget request. Chief Financial Officer & City Treasurer Note & File AFB/11050
7	Secretary/Treasurer Committee of Adjustment	Consent Authority Agenda Record Hearing to be held on Wednesday, November 16, 2011, 400 City Hall Square East, Windsor. Note & File ZC2011
8	Manager of Urban Design	Application of Central Drug Mart Inc. for Site Plan Approval to permit a major commercial centre located at 6475 Wyandotte Street East. Note & File ZS/11209
9	Manager of Urban Design	Application of City of Windsor Parks & Facilities for Site Plan Approval to permit a parking lot located at 1900 Seymour Blvd. Note & File ZS/11210
10	Manager of Urban Design	Application of Ambassador Centre Inc. for Site Plan Amendment regarding 1550, 1556, 1600-1640 Huron Church

		Road. Note & File ZS/11211
11	Manager of Urban Design	Application of 1830029 Ontario Inc. for Site Plan Approval to permit demolishing 1088 Ouellette and a common corridor and elevator addition between existing buildings located at 1083, 1085, 1089 Ouellette Avenue. Note & File ZS/11212
12	City Solicitor	ALS Litigation Update. Note & File AL2011
13	City Solicitor	Response to CQ51-2008 – Open Air Burning. Note & File SF2011
14	City Solicitor	Demolition of 411 & 425 Elliott West. Note & File SB2011
15	City Engineer	Recent Sandwich South Employment Lands ISF Tenders – Update. Note & File SW/10582
16	Windsor Heritage Committee	Minutes of meeting held May 26, 2011 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
17	International Relations Committee	Minutes of meeting held June 29, 2011 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
18	Transit Windsor Board of Directors	Minutes of the Transit Windsor Board of Directors and Windsor Chartabus meetings held June 29, 2011, August 6, 2011 and September 27, 2011. (<i>previously distributed</i> for members of Council only) (copy available upon request) TO BE ADOPTED MB2011
19	Service Delivery Review Steering Committee	Minutes of meeting held October 4, 2011 (<i>previously distributed</i> for members of Council only) (copy available upon request) Note & File MB2011
20	Hon. Bob Chiarelli Minister of Infrastructure & Minister of Transportation	Letter dated November 4, 2011 regarding <i>Building Together</i> . Note & File ST2011

Carried.

Councillors Dilkens and Hatfield disclose an interest and abstain from voting on Communication No. 12.

Consent Agenda

Moved by Councillor Hatfield, seconded by Councillor Jones,
That the following Consent Agenda and the recommendations contained in the administrative reports **BE APPROVED** as amended:

- Item 3 Addition of Health and Safety Coordinator for Transit Windsor
- Item 4 Part Lot Control By-law Exemption Request, Rick & Monique Pouget, 4205 and 4209 Stagecoach Avenue – West side Stagecoach Avenue south of Settler's Street
- Item 5 Purchasing By-law Amendment
- Item 6 Signage on Provincial Highways
- Item 7 Ontario Municipal Engineers Association (MEA), Host 2012 Annual Workshop
- Item 8 Tourism Windsor Essex Pelee Island Start Up Costs
- Item 9 District Energy – Notice of Termination of Temporary Use Agreement, Chatham Street West/Church Street
- Item 10 CS Wind – Temporary Lease of Land for Storage
- Item 11 A By-law respecting the Terms of Reference for the City Solicitor of the City of Windsor; Implementation of Recommendation 10 of the 400 CHS Audit Report
- Item 12 2012 Budget Update
- Item 15 Recommendation of the Aquatics and Library Complex Steering Committee

Carried.

Deferrals and/or Referrals and Withdrawals**Item 1 - Relocation & Renovation of the Auditor General's Office**

At the request of Administration, the report of the City Engineer dated October 4, 2011 pertaining to the Relocation and Renovation of the Auditor General's office is being deferred to allow for all affected parties to be in attendance.

AFB/11050 1

Item 2 - Auditor General's Office Financial Summary, Charters, Protocols, 2011 Revised Work Plan and AGO Office Facilities Budget and Layout

At the request of Administration, the report by the Auditor General dated August 26, 2011 pertaining to the "Auditor General's Office Financial Summary, Charters, Protocols, 2011 Revised Work Plan, and AGO Office Facilities Budget and Layout" is being deferred to allow for all affected parties to be in attendance.

AF2011 2

Audit Report Nos. 47, 48, 50, 51, 52, 61, 62, 63, 64, 65, and 66

At the request of Administration, Report Nos. 47, 48, 50, 51, 52, 61, 62, 63, 64, 65 and 66 of the Audit Committee are being deferred to allow for all affected parties to be in attendance.

MB2011

By-law 195-2011

Moved by Councillor Hatfield, seconded by Councillor Jones,

M297-2011 That consideration of By-law 195-2011 which is a by-law to provide vital services to residential tenants in the City of Windsor **BE DEFERRED** to allow for an administrative report on this matter.

Carried.

Presentations & Delegations:

DELEGATIONS

Proposed Lease of Sandwich Parkette at 3110 Sandwich Street

David Grimaldi, and Maggie Durocher, representing the Sandwich Towne Business Association

David Grimaldi, and Maggie Durocher, representing the Sandwich Towne Business Association, appear before Council to state their support for Council to approve the lease of the property known municipally as 3110 Sandwich Street for a period of 10 years, subject to mutually agreed upon terms and conditions between the Corporation of the City of Windsor and Suncor Energy Products Partnership (Suncor).

APM2011 13

(For final disposition of this matter, see Clause **CR281/2011** in Schedule "A" attached hereto.)

Report No. 12 of the Economic Development Standing Committee meeting held October 5, 2011 (Windsor International Airport Master Plan 2010)

Patricia Toal, resident of Ward 3

Patricia Toal, resident of Ward 3, ~~appears before Council to speak in support of the Windsor International Airport Master Plan 2010, save and except the issue of "wood lots", which she requests be subject of a further administrative report~~ ✓ ✓ appears before Council and wishes to speak to the matter of The Windsor International Airport - Master Plan, 2010, specifically in support of the Woodlots. ✓

✓✓SV

Flavio Forrest, P.Eng. (available for questions)

Flavio Forrest, P.Eng., appears before Council and is available for questions regarding the Windsor International Airport - Master Plan 2010.

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

Report No. 32 of the Planning Standing Committee meeting held September 12, 2011 (Request to close part of the east/west alley south of Riverside Drive East between Glengarry Avenue and Aylmer Avenue)

Tom Harris, Harris Marketing Communications (Applicant)

Tom Harris, Harris Marketing Communications (Applicant), appears before Council to request that his application to close the 4.88 metre (16.0 feet) wide east/west alley south of Riverside Drive East between Glengarry and Aylmer from Glengarry to the north/south laneway at the rear of 140 Glengarry be approved.

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

**Report No. 28 of the Planning Standing Committee meeting held September 12, 2011
(Housekeeping amendment 2011-2, Zoning By-law 85-18 – former Sandwich South Lands)**

David Hanna, resident of Ward 1

David Hanna, resident of Ward 1, appears before Council to provide comments regarding the proposed housekeeping amendment 2011-2, zoning by-law 85-18 – former Sandwich South Lands, stating that there should be cause for concern during these cost conscious times, and concludes by stating that there is the issue of sprawl that needs to be addressed.

Mayor Francis leaves the meeting at 6:43 o'clock p.m., and Councillor Dilkens assumes the Chair.

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

Report No. 40 of the Social Development, Health & Culture Standing Committee meeting held October 12, 2011 (Museum Feasibility Development Study Establishment of Steering Committee)

David Hanna, resident of Ward 1

David Hanna, resident of Ward 1, appears before Council to speak in support of the recommendation to form a steering committee for the Museum Feasibility Study, and concludes by stressing the importance of open dialogue.

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

Mayor Francis returns to the meeting at 6:55 o'clock p.m., and Councillor Dilkens returns to his seat at the Council table.

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

Item 14 Application by the Raindance Centre for Financial Incentives Under the Economic Revitalization Community Improvement Plan

Consideration of Committee Reports

Moved by Councillor Payne, seconded by Councillor Sleiman,
M298-2011 That the **Report of the special In-camera** meeting held October 24, 2011
BE ADOPTED as presented.
Carried.

ACO2011

Moved by Councillor Payne, seconded by Councillor Sleiman,

M299-2011 That the **Report of the Striking Committee** meeting held October 24, 2011
BE ADOPTED as presented.
Carried.

ACO2011

Moved by Councillor Payne, seconded by Councillor Sleiman,
M300-2011 That the **Report of the special In-camera** meeting held November 7, 2011
BE ADOPTED as presented.
Carried.

ACO2011

Moved by Councillor Payne, seconded by Councillor Sleiman,
M301-2011 That **Report No. 30 of the International Relations Committee** -student exchange
application -of its meeting held June 29, 2011 **BE ADOPTED** as presented.
Carried.

MB2011

Moved by Councillor Marra, seconded by Councillor Jones,
M302-2011 That **Report No. 28 of the Planning Standing Committee** - Housekeeping
Amendment 2011-2, Zoning By-law 85-18, Former Sandwich South Lands - of its meeting held
September 12, 2011 **BE ADOPTED** as presented.
Carried.
Mayor Francis was absent from the meeting when the vote was taken on this matter.

Report Number 15471 ZB/1163 1

Moved by Councillor Hatfield, seconded by Councillor Jones,
M303-2011 That **Report No. 29 of the Planning Standing Committee** - Rezoning, Part of
Malden Park – Erie Wildlife Rescue - of its meeting held September 12 - 2011 **BE ADOPTED** as
presented.
Carried.

Report Number 15470 ZB/11164 2

Moved by Councillor Hatfield, seconded by Councillor Jones,
M304-2011 That **Report No. 31 of the Planning Standing Committee** - Request to close the
north/south alley between Walker Road and Turner Road from Ledyard Avenue to Moxlay Avenue -
of its meeting held
September 12, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15461 SAA/1385 4

Moved by Councillor Hatfield, seconded by Councillor Gignac,
M305-2011 That **Report No. 32 of the Planning Standing Committee** - of its meeting held
September 12, 2011 regarding “Request to close part of the east/west alley south of Riverside Drive
East between Glengarry Avenue and Aylmer Avenue” **BE DEFERRED** to allow for administration to
hold discussions with the applicant as soon as possible to determine if any compromise solutions can be
reached.
Carried.

Councillors Marra and Halberstadt voting nay.

Report Number 15460 SAA/1384 5

Moved by Councillor Hatfield, seconded by Councillor Jones,
M306-2011 That **Report No. 33 of the Planning Standing Committee** - Rezoning - 3325 College Avenue (and parking lot) – City of Windsor - of its meeting held October 11, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15524 ZB/11044 1

Moved by Councillor Hatfield, seconded by Councillor Jones,
M307-2011 That **Report No. 34 of the Planning Standing Committee** - Rezoning, part of 1630 Partington, now 1640 Partington - of its meeting held October 11, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15526 ZB/11130 2

Moved by Councillor Hatfield, seconded by Councillor Jones,
M308-2011 That **Report No. 35 of the Planning Standing Committee** - Request to close the north/south alley between Glendale Avenue and Balfour Boulevard from Coronation Avenue to Empress Street - of its meeting held October 11, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15515 SAA/1852 3

Moved by Councillor Hatfield, seconded by Councillor Jones,
M309-2011 That **Report No. 36 of the Planning Standing Committee** –Demolition Request – 1074-1076 Goyeau Street - of its meeting held October 11, 2011 **BE ADOPTED** as presented.
Carried.
Councillor Payne discloses an interest and abstains from voting on this matter.

Report Number 15507 APM2011 4

Moved by Councillor Hatfield, seconded by Councillor Jones,
M310-2011 That **Report No. 37 of the Planning Standing Committee** of its meeting held October 11, 2011 regarding “Demolition Request – 532, 515-523, 527-533 Chatham Street East” **BE ADOPTED AS PRESENTED**, and further, that the applicant **BE REQUIRED** to provide proof of fumigation to eradicate rodents prior to issuing a demolition permit.
Carried.
Councillor Payne discloses an interest and abstains from voting on this matter.

Report Number 15528 APM2011 5

Moved by Councillor Hatfield, seconded by Councillor Jones,
M311-2011 That **Report No. 38 of the Planning Standing Committee** - Request to close and purchase the east/west alley north of Wyandotte Street East, easterly from Isack Drive - of its meeting held October 11, 2011 **BE ADOPTED** as presented.
Carried.

Moved by Councillor Hatfield, seconded by Councillor Jones,
M312-2011 That **Report No. 10 of the Family Aquatics and Library Complex Steering Committee** – Confidential Report from the October 25, 2011 Family Aquatics and Library Complex Steering Committee Meeting - of its meeting held October 25, 2011 **BE ADOPTED** as presented.
Carried.

SR/11026

Moved by Councillor Hatfield, seconded by Councillor Jones,
M313-2011 That **Report No. 11 of the Family Aquatics and Library Complex Steering Committee** – Honoraria for Unsuccessful Proponents - of its meeting held October 25, 2011 **BE ADOPTED** as presented.
Carried.

SR/11026

Moved by Councillor Gignac, seconded by Councillor Jones,
M314-2011 That **Report No. 40 of the Social Development, Health & Culture Standing Committee** - Museum Feasibility Development Study Establishment of Steering Committee - of its meeting held October 12, 2011 **BE ADOPTED** as presented.
Carried.
Mayor Francis was absent from the meeting when the vote was taken on this matter.

Report Number 15529 APR/10168

Moved by Councillor Hatfield, seconded by Councillor Jones,
M315-2011 That **Report No. 41 of the Social Development, Health & Culture Standing Committee** - Report No. 78 of the Board of Directors, Willistead Manor Inc. of its meeting held September 8, 2011 - of its meeting held October 12, 2011 **BE ADOPTED** as presented.
Carried.

MB2011

Moved by Councillor Hatfield, seconded by Councillor Jones,
M316-2011 That **Report No. 42 of the Social Development, Health & Culture Standing Committee** - Minutes of the Executive Committee and Board of Directors, Willistead Manor Inc. of its meeting held September 8, 2011 - of its meeting held October 12, 2011 **BE ADOPTED** as presented.
Carried.

MB2011

Moved by Councillor Hatfield, seconded by Councillor Jones,
M317-2011 That **Report No. 43 of the Social Development, Health & Culture Standing Committee** - Minutes of the Committee of Management for Huron Lodge Long term Care Home of its meeting held June 28, 2011 - of its meeting held October 12, 2011 **BE ADOPTED** as presented.
Carried.

MB2011

Moved by Councillor Hatfield, seconded by Councillor Jones,
M318-2011 That **Report No. 11 of the Economic Development Standing Committee** – Heritage Designation – Ross-Struthers House, 2161 Riverside Drive West - of its meeting held October 5, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15522 MBA/11185

Moved by Councillor Valentinis, seconded by Councillor Sleiman,
M319-2011 That **Report No. 12 of the Economic Development Standing Committee** - Windsor International Airport – Master Plan 2010 of its meeting held October 5, 2011 **BE ADOPTED** as presented, with the exception of the woodlots, which is to come back to Council in the form of an administrative report for discussion purposes and that Council **BE PROVIDED** with the Master Plan maps that show the woodlots in detail including the existing woodlots, the buffer area and the open spaces together with the acreage of each one of those as well as a copy of the matrix where the environmentally significant lands were designated.
Carried.
Councillor Halberstadt voting nay.

Report Number 15462 APM/9795

Moved by Councillor Hatfield, seconded by Councillor Jones,
M320-2011 That **Report No. 11 of the Public Safety Standing Committee** – Recommendation to Amend By-law 137-2007, Section 4, Plate Holder Applications and Renewal - of its meeting held September 21, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15473 ACLT2011 8(b)

Moved by Councillor Hatfield, seconded by Councillor Jones,
M321-2011 That **Report No. 12 of the Public Safety Standing Committee** - Fire Protection Agreement - of its meeting held September 21, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15488 SF/11171 2

Moved by Councillor Hatfield, seconded by Councillor Jones,
M322-2011 That **Report No. 13 of the Public Safety Standing Committee** – Update re: Pilot Trap-Neuter-Return Project 2003/2004 - of its meeting held September 21, 2011 **BE ADOPTED** as presented.
Carried.

Report Number 15472 ACL/10884 3

Moved by Councillor Hatfield, seconded by Councillor Jones,
M323-2011 That **Report No. 14 of the Public Safety Standing Committee** – Minutes of the Town and Gown Committee meeting held July 26, 2011 - of its meeting held September 21, 2011 **BE ADOPTED** as presented.
Carried.

MB2011

Moved by Councillor Hatfield, seconded by Councillor Jones,

M324-2011 That **Report No. 15 of the Public Safety Standing Committee** – Agreement between The Corporation of the City of Windsor and thehealthline.ca Information Network - of its meeting held October 19, 2011 **BE ADOPTED** as presented.

Carried.

Report Number 15485 GM/9620 1

Moved by Councillor Hatfield, seconded by Councillor Jones,

M325-2011 That the following Reports of the Audit Committee **BE DEFERRED** to allow for all affected parties to be in attendance:

Report No. 47 of the Audit Committee –upgrades and redevelopment of the AGO temporary location at 68 Chatham Street East - of its meeting held January 13, 2011;

Report No. 48 of the Audit Committee – Draft 2011 AGO Audit Work Plan - of its meeting held January 13, 2011;

Report No. 50 of the Audit Committee – Panel’s Draft Report re Resourcing of the Auditor General’s Office - of its meeting held March 28, 2011;

Report No. 51 of the Audit Committee – -Recommendation Numbers 4,8, 9, 10 of the Panel’s Draft Report re Resourcing of the Auditor General’s Office -of its meeting held March 28, 2011;

Report No. 52 of the Audit Committee – Recommendation Number 10 of the Panel’s Draft Report re Resourcing of the Auditor General’s Office -of its meeting held March 28, 2011;

Report No. 61 of the Audit Committee – Auditor General’s Office Facilities - of its meeting held August 5, 2011;

Report No. 62 of the Audit Committee – 2011 Revised Work Plan - of its meeting held August 5, 2011;

Report No. 63 of the Audit Committee – Charters (Items 4.2.1, 4.2.2, 4.2.3) - of its meeting held August 5, 2011;

Report No. 64 of the Audit Committee – Protocols- of its meeting held August 5, 2011;

Report No. 65 of the Audit Committee – Audit Advisory Committee (ACC)/Executive Committee of Council (ECC) Agenda Planner 2011 – 2nd Quarter Report - of its meeting held August 5, 2011;

Report No 66 of the Audit Committee - personal matter about an identifiable individual, including municipal or local board employees - of its meeting held September 13, 2011.

Carried.

MB2011

By-laws

Moved by Councillor Valentinis, seconded by Councillor Dilkens,

That the following By-laws No. 183-2011 to 194-2011 and 196-2011 to 204 inclusive, be introduced and read for a first and second time:

183-2011 “A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 12M-395, IN THE CITY OF WINDSOR”

184-2011 “A BY-LAW TO AMEND BYLAW 400-2004, BEING A BYLAW OF THE CITY OF WINDSOR GOVERNING PURCHASING POLICIES AND PROCEDURES”

185-2011 “A BY-LAW RESPECTING THE CITY SOLICITOR”

186-2011 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 85-18 CITED AS THE “TOWNSHIP OF SANDWICH SOUTH COMPREHENSIVE ZONING BY-LAW”

187-2011 “A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 250-2004 CITED AS

THE "WINDSOR SIGN BYLAW"

- 188-2011 "A BY-LAW TO AMEND BY-LAW NUMBER 208-2008 BEING A BY-LAW TO DELEGATE TO ADMINISTRATION THE AUTHORITY TO PROCESS, MAKE DECISIONS ON, AND TO EXECUTE AGREEMENTS FOR CERTAIN MATTERS"
- 189-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "WINDSOR CORE AREA ZONING BY-LAW""
- 190-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "WINDSOR CORE AREA ZONING BY-LAW""
- 191-2011 "A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES"
- 192-2011 "A BY-LAW TO AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES"
- 193-2011 "A BY-LAW TO AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES"
- 194-2011 "A BY-LAW TO AMEND BY-LAW NUMBER 9023 BEING A BY-LAW TO REGULATE VEHICULAR PARKING WITHIN THE LIMITS OF THE CITY OF WINDSOR ON MUNICIPAL STREETS, MUNICIPAL PARKING LOTS AND PRIVATE PROPERTIES"
- 196-2011 "A BY-LAW TO ADOPT POLICIES FOR THE ASSIGNMENT AND CHANGE OF STREET NAMES AND MUNICIPAL ADDRESSES WITHIN THE CITY OF WINDSOR"
- 197-2011 "A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY THE 3.66 METRE (12 FEET) WIDE EAST/WEST ALLEY, SOUTH OF 495 TECUMSEH ROAD WEST, EASTERLY FROM BRUCE AVENUE FOR A DISTANCE OF APPROXIMATELY 18.29 METRES (60 FEET), CITY OF WINDSOR"
- 198-2011 "A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 3.66 METRE (12 FEET) WIDE EAST/WEST ALLEY, SOUTH OF 495 TECUMSEH ROAD WEST, EASTERLY FROM BRUCE AVENUE FOR A DISTANCE OF APPROXIMATELY 18.29 METRES (60 FEET), CITY OF WINDSOR"
- 199-2011 "A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY THE 4.27 METRE (14 FEET) WIDE EAST/WEST ALLEY IMMEDIATELY NORTH OF SOUTH PACIFIC AVENUE AND EAST OF HOWARD AVENUE, EXTENDING FROM THE WESTERN LIMIT OF 604 SOUTH PACIFIC AVENUE EASTERLY TO THE EAST LIMIT OF 622 SOUTH PACIFIC AVENUE, CITY OF WINDSOR"

- 200-2011 “A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.27 METRE (14 FEET) WIDE EAST/WEST ALLEY IMMEDIATELY NORTH OF SOUTH PACIFIC AVENUE AND EAST OF HOWARD AVENUE, EXTENDING FROM THE WESTERN LIMIT OF 604 SOUTH PACIFIC AVENUE EASTERLY TO THE EAST LIMIT OF 622 SOUTH PACIFIC AVENUE, CITY OF WINDSOR”
- 201-2011 “A BY-LAW TO ASSUME FOR PUBLIC USE AS A PUBLIC HIGHWAY THE 4.01 METRE (13.2’) WIDE NORTH/SOUTH ALLEY NORTH OF TUSCARORA STREET BETWEEN 670, 680 & 690 WINDSOR AVENUE AND 240 & 254 TUSCARORA STREET, CITY OF WINDSOR”
- 202-2011 “A BY-LAW TO CLOSE, STOP UP AND CONVEY THE 4.01 METRE (13.2’) WIDE NORTH/SOUTH ALLEY NORTH OF TUSCARORA STREET BETWEEN 670, 680 & 690 WINDSOR AVENUE AND 240 & 254 TUSCARORA STREET, CITY OF WINDSOR” ,
- 203-2011 “A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS DARFIELD ROAD, IN THE CITY OF WINDSOR”
- 204-2011 “A BY-LAW TO CONFIRM THE PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE SEVENTH DAY OF NOVEMBER, 2011”

Carried.

Moved by Councillor Gignac, seconded by Councillor Halberstadt,
That the Committee of the Whole does now rise and report to Council respecting the business items considered by the Committee:

- 1) **Communication Items (as presented)**
- 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 amended)**

Carried.

Notices of Motion

Moved by Councillor Maghnieh, seconded by Councillor Hatfield,
M326-2011 That Rule 13.9 of the Procedure By-law regarding business not already before Council **BE WAIVED** to allow Councillor Maghnieh to introduce a motion without prior consideration regarding the low base frequency disturbance emitting from Zug Island and a request to the City of River Rouge, Michigan.

Carried.

Moved by Councillor Maghnieh, seconded by Councillor Dilkens

M328-2011 That the City of River Rouge, Michigan **BE REQUESTED** to initiate and carry through a thorough investigation to establish the source of the low base frequency causing vibration and disturbance originating from Zug Island, which is affecting residents negatively in southwest Windsor, and furthermore, that the Ministry of Environment (Ontario) and Natural Resources Canada **BE REQUESTED** to continue to deploy all necessary resources locally to support the City of River Rouge and this request for the investigation.

Carried

EI2011

Third Reading of By-laws

Moved by Councillor Hatfield, seconded by Councillor Jones,

That the following By-laws No. 183-2011 to 194-2011 and 196-2011 to 204-2011 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

Moved by Councillor Maghnieh, seconded by Councillor Marra,

M327-2011 That the petition presented by Councillor Marra from the residents of Princess Avenue requesting the City of Windsor to replace the sewers on the 2300 – 2600 block due to excessive flooding and backflow issues **BE RECEIVED** by the Clerk and the Clerk **BE DIRECTED** to forward the petition to the City Engineer 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/11189

Council Questions

Moved by Councillor Payne, seconded by Councillor Sleiman,

M329-2011 That the following Council Question by Councillor Jones **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:

CQ69-2011

Asks Enwin Utilities to explain the rationale of \$43 assessed to customers upon receiving orange door hangers for late charges and with new hike in rates how much will be realized by the local supplier?

Carried.

MU2011

Moved by Councillor Payne, seconded by Councillor Sleiman,
M330-2011 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:

CQ70-2011

Asks in response to neighbourhood complaints, Administration to contact Via Rail in order to determine why incoming Via trains conduct train reversal exercises in and out of the Jefferson and South National Intersection with each and every arrival.

The intent of this inquiry is to determine whether this activity can be stopped or at the very least mitigated in order to minimize the impact on vehicular traffic at the crossing.

Carried.

MTR2011

Adjournment

Moved by Councillor Valentinis, seconded by Councillor Dilkens,
That this Council meeting stand adjourned until the next regular meeting of Council or at the call of the Mayor.

Carried.

Accordingly, the meeting is adjourned at 7:17 o'clock p.m.

MAYOR

CITY CLERK

THIS IS A DRAFT COPY

DEPUTY CITY CLERK/SENIOR MANAGER OF COUNCIL SERVICES

Hatfield
Jones

CR269/2011

I That the application of Rick and Monique Pouget for part-lot control exemption for the lands known municipally as 4205 and 4209 Stagecoach Avenue and legally described as Part of Lot 42 and Part of Lot 43, Plan 12M-395, now designated as Parts 3 and 4 Reference Plan 12R18780 and Parts 1 and 2 Reference Plan 12R19197, as identified on attached Map No. PLC-006/11-1, to allow the severance of two semi-detached dwelling units, **BE APPROVED** for a period of 1 year.

II That By-law No. 183-2011 **BE ENACTED**.

Carried.

Report Number **15560 ZPLC2011 C4**

Appendices

Map No. PLC-006/11-1

Internal Distribution

Planning [Tom Cadman]

City Planner

Manager of Development Applications

City Solicitor

Hatfield
Jones

CR270/2011

That Bylaw 184-2011 **BE ADOPTED** by Council to amend bylaw 400-2004, being a bylaw of the City of Windsor Governing Purchasing Policies and Procedures (the "Purchasing Bylaw"), to comply with the requirements of the Post-Construction Audit Report on the 400 City Hall Square East (the "Audit Report") in advance of the passing of a new Purchasing Bylaw.

Carried.

Report Number **15543 AB2011 C5**

Internal Distribution

Legal [Shelby Askin Hager]

City Solicitor

Hatfield
Jones

CR271/2011

That the report of the City Solicitor with regard to a City Solicitor by-law and recommendation 10 of the 400 CHS Audit Report **BE RECEIVED** for information and that By-law 185-2011 attached **BE ENACTED**.

Carried.

Report Number **15565 AB2011 C11**

Appendices

By-law 185-2011

Internal Distribution

Legal [George Wilkki, City Solicitor]
Chief Administrative Officer
Chief Financial Officer & City Treasurer

Maghnieh
Marra

CR272/2011

That the report of the City Engineer dated October 4, 2011 entitled "Relocation & Renovation of the Auditor General's Office" **BE DEFERRED** to allow for all affected parties to be in attendance.

Carried.

Report Number **15553 AF/11247 1**

Internal Distribution

Parks Facilities [John Miceli]
City Engineer
Chief Financial Officer & City Treasurer

Maghnieh
Marra

CR273/2011

That the report of the Auditor General dated August 26, 2011 entitled "Auditor General's Office Financial Summary, Charters, Protocols, 2011 Revised Work Plan, and AGO Office Facilities Budget and Layout" **BE DEFERRED** to allow for all affected parties to be in attendance.

Carried.

AF/11247 2

Internal Distribution

Auditor General [Todd Langlois]

Hatfield
Jones

CR274/2011

That City Council **RELEASE** the placeholder of \$75,000 as described in issue #32 for Corporate Financial Accounts of the 2011 Operating Budget, and

That City Council **APPROVE IN PRINCIPLE** the recommendation of the Transit Windsor Board of Directors for the addition of a permanent Health & Safety Coordinator to the Transit Windsor staff complement, to be funded through this placeholder, and that this position be designated to provide a full Health and Safety service to the Windsor Public Library; and

That the Human Resources Department **COLLABORATE** with Transit Windsor and the Windsor Public Library regarding the implementation of this position, for the purpose of delivering a

memorandum of understanding governing the service delivery model of Health and Safety services in a collaborative manner among and for the three organizations.

Report Number **15547 AS2011 C3**

Carried.

Internal Distribution

Chief Administrative Office [Andrew Dowie]
Executive Director of Human Resources
Chief Financial Officer & City Treasurer

Hatfield
Jones

CR275/2011

- I. That Administration, through the Office of the City Engineer, erect information signage on both the Tunnel Plaza and City Gateway, at a maximum cost of \$5,000.00, funded from Project ID #7033118 with wording to be approved by the Communications Division and the Chief Administrative Officer promoting and informing the travelling public that these sites are to be developed in the future, and
- II. That Administration **BRING FORWARD** a separate report outlining options for new “Welcome to Windsor” signs through the Transportation and Environment Committee, and
- III. That the costs for a new scrolling sign at WFCU be **BROUGHT FORWARD** to the 2012 Capital Budget deliberations for consideration.

Carried.

Report Number **15441 SBS2011 C6**

Internal Distribution

Public Works [Mario Sonogo, City Engineer]
Executive Director of Parks and Facilities
Chief Financial Officer & City Treasurer
Senior Manager of Communications and Customer Service
City Planner
Chief Financial Officer & City Treasurer

Hatfield
Jones

CR276/2011

- I. That City Council **APPROVE** a request for funds not to exceed \$500, in order to host the 2012 Municipal Engineers Association Annual Workshop, to be held in November of 2012, the funds for which will come from the Operating Budget of the Office of the City Engineer (Department # 0163150).
- II. That City Council **AUTHORIZE** the City Engineer to sign a contract with any entity required to host the 2012 Municipal Engineers Association Annual Workshop, satisfactory in form to the City Solicitor and in financial content to the Chief Financial Officer and City Treasurer.

- III.** That City Council **AUTHORIZE** Administration to solicit sponsorship in hosting this event, from corporate sponsors.

Carried.

Report Number **15573 SW2011 C7**

Internal Distribution

Public Works [Anna M. Godo]
City Engineer
Chief Financial Officer & City Treasurer
City Solicitor

Hatfield
Jones

CR277/2011

THAT the final payment of \$115,000 **BE APPROVED** for the start-up costs incurred to launch the Tourism Windsor Essex Pelee Island from funds already accrued in 2009.

Carried.

Report Number **15234 AT/9992 C8**

Internal Distribution

Finance [Sonia K. Bajaj]
Chief Financial Officer & City Treasurer

Hatfield
Jones

CR278/2011

That Council **DIRECT** the City Solicitor to **PROVIDE** District Energy with the required ninety (90) day Notice to Terminate the temporary use agreement between The Corporation of the City of Windsor and Windsor Utilities Commission - District Energy chiller and shelter, Chatham Street West/Church Street (401 Chatham Street West) Windsor Ontario; and

That Council **AUTHORIZE** Administration to negotiate any terms with respect to the removal of the District Energy chiller and shelter from the site subject to acceptance as to technical content by the City Engineer, financial content by the City Treasurer and Chief Financial Officer, and as to legal content by the City Solicitor and that the CAO and City Clerk **BE AUTHORIZED** to sign any such agreement.

Carried.

Report Number **15569 SE/5215 C9**

Internal Distribution

Public Works [Mario Sonogo]
City Engineer
Chief Financial Officer & City Treasurer
City Solicitor

Hatfield
Jones

CR279/2011

That the City of Windsor **AGREES** to lease for a period up to December 31, 2013, approximately 3 acres of vacant land on the east side of Valtec Court described legally as Concession 3, Part Lot 138 and more particularly as Part 8 of Plan 12R-18316 to CS Wind Canada Inc. to allow for the storage of completed wind turbine tower parts under the following terms:

- Two six-month extensions be allowed, subject to the approval of the Chief Administrative Officer through a Delegation of Authority report.
- CS Wind Inc. agrees to provide the City of Windsor with the necessary indemnification and insurance
- Use of the property will be in compliance with all applicable legislation, regulations and By-laws including the municipal zoning By-law.
- Any topsoil removed from the site to allow for CSWind Inc.'s proposed use will be offered to the City of Windsor for a nominal fee.
- Upon vacating the site, CS Wind Inc. agrees to remove at its cost any structures and/or fencing unless otherwise agreed to by the City of Windsor. The gravel which CS Wind Inc. will place on the site is to remain unless the City requests it be removed at CS Wind Inc.'s cost and replaced with other material satisfactory to the City.
- CS Wind Inc. will be responsible for the payment of all property taxes owing as a result of the lease of the subject lands for its use.
- The lease amount shall be for \$2.00, with an agreement to be signed by the Chief Administrative Officer and City Clerk, in technical content satisfactory to the City Engineer, legal form to the City Solicitor and financial content to the City Treasurer.

Carried.

Report Number **15572 APM2011 C10**

Internal Distribution

Public Works [Mario Sonogo]

City Engineer

Chief Financial Officer & City Treasurer

City Solicitor

Hatfield
Jones

CR280/2011

THAT Administration **BE DIRECTED** to continue development of the Administrative Phase of the budget based on the report of the CFO and City Treasurer, 2012 Proposed Budget Process & Timeline, as approved by CR236/2011 and;

THAT Council **PROVIDE DIRECTION** to Administration regarding any priority initiatives to be considered in the development of the 2012 budget and in the case of any initiatives requiring substantial research and analysis, any priority initiatives to be considered and reported upon in the development of the 2013 to 2015 budgets, including any increases or decreases to service levels and/or changes to the methodology of how the services are currently delivered and;

THAT the 5-year Capital Budget Plan **BE UPDATED** to include projects for the year 2016, balanced to projected available funding, and based on existing levels of contribution from the operating fund and updated revenue projections from the Sewer Surcharge and other funding sources and;

THAT an updated 5-Year Debt Reduction / Reserve Enhancement Model **BE PREPARED** and included in the 2012 budget documents and;

THAT an updated 5-year Sewer Surcharge model **BE DEVELOPED** and included in the 2012 budget documents and;

THAT the 2011 approved operating budget presented in a Program & Service view in Appendix A **BE RECEIVED** for information.

Carried.

Report Number **15574 AFB/11050 C12**

Internal Distribution

Finance [Tony Ardovini & David Soave]
Chief Financial Officer & City Treasurer

Jones
Sleiman

CR281/2011 AMENDED BY CR175/2013 ADOPTED SEPTEMBER 9, 2013

CR281/2011

That City Council **APPROVE** the lease of the property known municipally as 3110 Sandwich Street for a period of 10 years, subject to mutually agreed upon terms and conditions between the Corporation of the City of Windsor and Suncor Energy Products Partnership (Suncor), comprised of the following general terms:

- a) The term of the lease shall be ten years;
- b) Suncor or the City have the right to terminate the lease at any time with 90 days prior written notice;
- c) Lease rate shall be one dollar (\$1.00) per annum;
- d) The City shall provide evidence of Comprehensive Liability Insurance in the amount of \$5,000,000.00 and Suncor shall be named as an additional insured.
- e) Use of the property is restricted to a City Parkette/International Peace Garden;
- f) Municipal property taxes shall be waived for the property by declaring it a "Municipal Capital Facility";
- g) The City shall erect signage indicating lease of property from Suncor;
- h) Access to property is maintained to Suncor on 48 hours notice in order to complete any assessments deemed necessary; and

That the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign a Lease Agreement with Suncor Energy Products Partnership, satisfactory in form and content to the City Solicitor, and in financial content to the Chief Financial Officer and City Treasurer.

Carried.

Councillor Gignac voting nay.

Report Number **15431 APM2011 13**

Internal Distribution

Chief Administrative Office [Andrew Dowie]

City Engineer

Executive Director of Parks and Facilities

Chief Financial Officer & City Treasurer

City Solicitor

Gignac

Sleiman

CR282/2011

- I. THAT the request made by 2289622 Ontario Limited (to operate as the Raindance Centre) under the Small Business Investment Grant Program **BE APPROVED** for 100% of the municipal portion of the tax increment for up to ten years pursuant to the City of Windsor Economic Revitalization Community Improvement Plan;
- II. THAT the City staff **BE AUTHORIZED** to account for the vacancy tax rebate in the calculation of the base municipal taxes;
- III. THAT the City Planner **BE AUTHORIZED** to approve any proposed building facade work at 703-717 Ouellette Avenue as a condition of the Small Business Investment Grant approval;
- IV. THAT staff **BE DIRECTED** to prepare an agreement to implement the Small Business Investment Grant Program in accordance with all applicable policies, requirements, and provisions contained within the Economic Revitalization Community Improvement Plan to the satisfaction of the City Planner as to content, the City Solicitor as to legal form, and the CFO/City Treasurer as to financial implications; and
- V. THAT the CAO and City Clerk **BE AUTHORIZED** to sign the Small Business Investment Grant Agreement.

Carried.

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

Report Number **15566 SPL/10759 14**

Internal Distribution

Planning [Greg Atkinson]

City Planner

Chief Financial Officer & City Treasurer

City Solicitor

Hatfield
Jones

CR283/2011

THAT COUNCIL **CONFIRM and RATIFY** its decision to approve the following recommendations of the Aquatics & Library Complex Steering Committee:

- I. That a phased or staged approach to the construction of the Family Aquatic and Library Complex (the "Facility) **BE APPROVED** provided that such approach results in the full completion for use of all elements required for the 2013 International Children's Games;
- II. That the extension of the RFP Submission Deadline from November 15, 2011 to November 29, 2011 **BE APPROVED**;
- III. That Administration **BE AUTHORIZED** to revise the reporting schedule regarding the award of the RFP.

Carried.

Report Number **15591 SR/11026 C15**

Internal Distribution

Council Services [Valerie Critchley, City Clerk]
Manager of Purchasing & Risk Management
City Solicitor
City Engineer
Executive Director of Parks and Facilities
Chief Financial Officer & City Treasurer

ADOPTED by Council at its meeting held November 7, 2011 [M298-2011]
VC/bm

**SPECIAL MEETING OF COUNCIL – IN CAMERA
October 24, 2011**

Meeting called to order at: 3:00 o'clock 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 for R. Warsh, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader Public
Engagement and Human Resources
O. Colucci, Chief Financial Officer/City Treasurer and Corporate Leader Finance
and Technology

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

<u>Item No.</u>	<u>Subject</u>	<u>Section – Pursuant to Municipal Act, 2001, amended as</u>
	Personal matter – pay equity	239(2)(b)(d)(e)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Item 1)

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

Motion Carried.

**Moved by Councillor Marra, seconded by Councillor Hatfield,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in
the report(s) discussed at the In-Camera Council Meeting held October 24,
2011 directly to Council for consideration at the next Regular Meeting.**

1. That the recommendation contained in the in-camera report from the Executive Director of Human Resources, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Services, City Solicitor and Corporate Leader Economic Development and Public Safety, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology and Community Development and Health Commissioner and Corporate Leader Social Development, Health, Recreation and Culture respecting a personal matter – pay equity **BE APPROVED**.

Motion Carried.

**Moved by Councillor Jones, seconded by Councillor Dilkens,
That the special meeting of council held October 24, 2011 BE ADJOURNED.
(Time: 3:31 p.m.)**

Motion Carried.

ADOPTED by Council at its meeting held November 7, 2011 [M299-2011]
VC/bm
Windsor, Ontario, November 7, 2011

REPORT OF THE STRIKING COMMITTEE
of its meeting held
October 24, 2011

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

Your Committee submits the following recommendations:

1. That Christopher Asmar **BE APPOINTED** to the Committee of Adjustment to replace James Molnar, deceased, for the 2011 - 2014 term, at the pleasure of Council or until a successor is appointed.
2. That the resignation of Michelle Goyeau on the *Windsor Bicycling Committee* **BE ACCEPTED**.
3. That Jeanette Ware **BE APPOINTED** to the *Seniors Advisory Committee* for the 2011 - 2014 term, at the pleasure of Council or until a successor is appointed.
4. That the individuals listed on Appendix A, **BE APPOINTED** to the *Business Improvement Area Boards of Management* as indicated, and further that the Downtown Business Improvement Area Board, **BE REQUESTED** to submit a current list of members for consideration by City Council.

CHAIR

CITY CLERK

APPENDIX A**BUSINESS IMPROVEMENT AREA BOARDS OF MANAGEMENT****LIST OF MEMBERS****Walkerville**

- Mike Bates
- Shannon Gilbert
- Howard Spinner
- Jodi Lee
- John LaFramboise
- Jake Rondot
- Bob Scott
- Roy Simone
- Marco Maggio
- Mike Soleski

Olde Sandwich

- Mary Ann Cuderman
- Dr. Greg Hanaka
- Mike Di Vincenzo
- Lynn Calder, APPD

Pillette Village

- Greg Plante, Imaginative Imaging
- Nancy Johns, Nancy Johns Gallery
- Haya Saadi, Bella Riva Boutique
- Terry Yaldo, Midway Convenience

Ottawa Street

- Arnie Blaine
- Ennio Sperfuti

ADOPTED by Council at its meeting held November 7, 2011 [M300-2011]
VC/bm

SPECIAL MEETING OF COUNCIL – IN CAMERA November 7, 2011

Meeting called to order at: 5:00 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
R. Warsh, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and Culture
M. Sonogo, City Engineer and Corporate Leader Environmental Protection and
Transportation
G. Wilkki, City Solicitor and Corporate Leader Economic Development and
Public Safety
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader Public
Engagement and Human Resources
O. Colucci, Chief Financial Officer/City Treasurer and Corporate Leader Finance
and Technology (arrives at 5:02 p.m.)

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

<u>No.</u>	<u>Subject</u>	n - Pursuant to Municipal Act, 2001, as amended
1.	nal matter - about an identifiable individual - appointment	239(2)(b)
2.	nal matter - about an identifiable	239(2)(b)

individual - appointment

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

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

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

Motion Carried.

Moved by Councillor Marra, seconded by Councillor Hatfield, THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held November 7, 2011 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from the City Engineer and Corporate Leader Environmental Protection and Transportation, Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology, City Solicitor and Corporate Leader Economic Development and Public Safety, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Services and Executive Director of Human Resources respecting a personal matter about an identifiable individual - appointment **BE APPROVED.**

2. That the recommendation contained in the in-camera report from the City Engineer and Corporate Leader Environmental Protection and Transportation and Executive Director of Human Resources respecting a personal matter about an identifiable individual - appointment **BE APPROVED.**

Motion Carried.

Moved by Councillor Jones, seconded by Councillor Valentinis, That the special meeting of council held November 7, 2011 BE ADJOURNED. (Time: 5:05 p.m.)

Motion Carried.

ADOPTED by Council at its meeting held November 7, 2011 [M301-2011]
SV/
Windsor, Ontario, November 7, 2011

REPORT NO. 30
of the
International Relations Committee
at its meetings held
June 29, 2011
4:00 o'clock p.m.
Walkerville Room, 350 City Hall Square West

Members Present at June 29, 2011 meeting:

Councillor Drew Dilkens, Chair
Councillor Ron Jones
Dr. Frank Simpson
Guy DiPonio
Blake Roberts

Members Absent with regrets at June 29, 2011 meeting:

Councillor Percy Hatfield, (absent due to a health issue)
Councillor Al Maghnieh, (due to a meeting time conflict with Transit Windsor Board)
Jerry Barycki

Your Committee submits the following recommendation:

Moved by B. Edwards, Seconded by F. Simpson,
That the Duale Hochschule Baden-Wurttemberg student exchange application received from Ms. Svenja Baumgartner of Mannheim Germany **BE ACCEPTED** and further that this application **BE FORWARDED** to the appropriate Administration to consider the feasibility of the request.

Carried.

CHAIRPERSON

SECRETARY

ADOPTED by Council at its meeting held November 7, 2011 [M302-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 28 of the
PLANNING STANDING COMMITTEE
of its meeting held September 12, 2011

Present:

Councillor Bill Marra, Chair
Councillor Percy Hatfield
Councillor Joanne Gignac
Councillor Al Maghnieh
Councillor Ed Sleiman
Merrill Baker
Cheryl Cross-Leal
Barbara Bjarneson

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

Moved by Barbara Bjarneson, seconded by Councillor Sleiman,
That Zoning By-law 85-18 **BE AMENDED** on the following basis:

1. That Schedule 'A' be deleted and be replaced with the new Schedule 'A' contained in Appendix A to this report.
2. That map number references be revised as follows:
 - Section 10.3.4 - deleting "Map 6" and replacing it with "Map T12"
 - Section 11.3.2 - deleting "Maps 4 and 10" and replacing it with "Map T16"
 - Section 11.3.3 - deleting "Maps 5 and 7" and replacing it with "Map T16"
 - Section 14.3.11 - deleting "Map 4" and replacing it with "Map T12"
 - Section 14.3.15 - deleting "Map 4" and replacing it with "Map T12"
 - Section 15.3.1 - deleting "Map 4" and replacing it with "Map T16"
 - Section 15.3.2 - deleting "Maps 4 and 5" and replacing it with "Map T16"
 - Section 15.3.9 - deleting "Map 2" and replacing it with "Map T16"
 - Section 16.3.1 - deleting "Maps 2, 6 and 10" and replacing it with "Map T12"
 - Section 16.3.4 - deleting "Map 5" and replacing it with "Map T16"

Section 17.3.3 - deleting “Map 7” and replacing it with “Map T17”.

Carried.

Clerk's Note: The Report from the City Planner & Executive Director, entitled “Housekeeping Amendment 2011-2, Zoning By-law 85-18 – Former Sandwich South Lands” dated August 19, 2011 is attached as background information.

Liveline #15471, ZB/11163

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M303-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 29 of the
PLANNING STANDING COMMITTEE
of its meeting held September 12, 2011

Present:

Councillor Bill Marra, Chair
Councillor Percy Hatfield
Councillor Joanne Gignac
Councillor Al Maghnieh
Councillor Ed Sleiman
Merrill Baker
Cheryl Cross-Leal
Barbara Bjarneson

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

Moved by Barbara Bjarneson, seconded by Councillor Hatfield,

I That an amendment to Zoning By-law 8600 **BE APPROVED** for PART OF LOT 59, CONCESSION 1, (PIN 012600426); by adding a site specific provision in accordance with the following:

For the lands comprising Part of Lot 59, situated within Malden Park, west of Malden Road and north of the park access road, an indigenous species wildlife rescue and rehabilitation facility, with accessory learning, training and retail areas shall be additional permitted uses with the following provisions:

1. A minimum of 17 shared parking space, available to all visitors of Malden Park, shall be provided;
2. No additional loading zone or space is required;
3. Bicycle parking for a minimum of five bicycles, available to all users of the Malden Park, shall be provided;
4. Retail uses are limited to a maximum of 30% of the gross floor area.

Carried.

Clerk's Note: The Report from the City Planner & Executive Director, entitled "Rezoning – Part of Malden Park – Erie Wildlife Rescue" dated August 8, 2011 is **attached** as background information.

Livelihood #15470, ZB/11164

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M304-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 31 of the
PLANNING STANDING COMMITTEE
of its meeting held September 12, 2011

Present:

Councillor Bill Marra, Chair
Councillor Percy Hatfield
Councillor Joanne Gignac
Councillor Al Maghnieh
Councillor Ed Sleiman

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

Moved by Councillor Gignac, seconded by Councillor Sleiman,

- I. That the 4.27 metre (14.0 feet) wide north/south alley between Walker Road and Turner Road from Ledyard Avenue southerly to Moxlay Avenue as shown on Drawing Number CC-1614 attached hereto as Appendix "A" **BE ASSUMED** for subsequent closure and conveyance to the abutting property owners and further the City Solicitor **BE REQUESTED** to prepare the necessary by-law.

- II. That the 4.27 metre (14.0 feet) wide north/south alley between Walker Road and Turner Road from Ledyard Avenue southerly to Moxlay Avenue as shown on Drawing Number CC-1614 attached hereto as Appendix "A" **BE CLOSED AND CONVEYED** to the abutting property owners subject to the following:
 - Easements are required in favour of:
 - Bell Canada
 - Enwin Utilities – Hydro Division
 - Cogeco Cable Systems Inc.

 - The conveyance costs are as follows:
 - Abutting properties zoned RD1.1: \$1.00 plus deed preparation and proportionate share of survey cost
 - Abutting properties zoned CD4.1: \$10.00 per square foot (\$107.64 per square metre) no easements and \$5.00 per square foot (\$53.82 per square metre) with easements

and further, that the City Engineer **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing CC-1614, attached hereto as Appendix "A", the City Planner, or designate, **BE AUTHORIZED** to publish the required legal notice, and further, that the City Solicitor **BE REQUESTED** to prepare the by-law to close, and further, 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.

Clerk's Note: The Report from the Legal Document Clerk, entitled "Request to close the north/south alley between Walker Road and Turner Road from Ledyard Avenue to Moxlay Avenue" dated August 17, 2011 is attached as background information.

Livelihood #15461, SAA/1385

CHAIRPERSON

DEPUTY CITY CLERK

BE DEFERRED to allow for administration to hold discussions with the applicant as soon as possible to determine if any compromises can be reached as ADOPTED by Council at its meeting held November 7, 2011 [M305-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 32 of the
PLANNING STANDING COMMITTEE
of its meeting held September 12, 2011

Present:

Councillor Bill Marra, Chair
Councillor Percy Hatfield
Councillor Joanne Gignac
Councillor Al Maghnieh
Councillor Ed Sleiman

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

Moved by Councillor Hatfield, seconded by Councillor Maghnieh,

That the application request to close part of the east/west alley south of Riverside Drive East between Glengarry Avenue and Aylmer Avenue **BE DENIED**.

Carried.

Councillor Sleiman voting nay.

Clerk's Note: The Report from the Legal Document Clerk, entitled "Request to close part of the east/west alley south of Riverside Drive East between Glengarry Avenue and Aylmer Avenue" dated August 17, 2011 is attached as background information.

Livelihood #15460, SAA/1384

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M306-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 33 of the
PLANNING STANDING COMMITTEE
of its meeting held October 11, 2011

Present:

Councillor Ed Sleiman (Vice Chair)
Councillor Percy Hatfield
Councillor Joanne Gignac
Councillor Al Maghnieh
Merrill Baker
Barbara Bjarneson
Cheryl Cross-Leal

Regrets: **Councillor Bill Marra**

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

Moved by Councillor Maghnieh, seconded by Merrill Baker,

I That an exemption from Interim Control By-law 19-2007 as amended by By-law 35-2008 **BE GRANTED** for lands described as Lots 1, 2 and 3, Part of Lot 4, Registered Plan 1365 (northwest corner of College Avenue and Brock Street) and Lots 122 to 126 and Part of Lot 127, Registered Plan 1365 (southwest corner of College Avenue and Brock Street).

II That an amendment to Zoning By-law 8600 **BE APPROVED** for property described as Lots 1, 2 and 3, and Part of Lot 4, Registered Plan 1365 (northwest corner of College Avenue and Brock Street) and Lots 122 to 126 and Part of Lot 127, Registered Plan 1365 (southwest corner of College Avenue and Brock Street) by adding a site specific provision to allow a business office, a medical office and other facilities of a non-profit or charitable organization within an existing building as an additional permitted use subject to the provision of a minimum of 25 parking spaces on Lots 1, 2 and 3, and Part of Lot 4, Registered Plan 1365.

Carried.

Barbara Bjarneson declares a conflict and abstains from voting on this matter.

Clerk's Note: The Report of the Senior Planner dated September 14, 2011 titled "Rezoning – 3325 College Avenue (and parking lot) – City of Windsor" is attached as background information.

Livelihood #15524, ZB/11044

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M307-2011]
/AA
Windsor, Ontario November 7, 2011

REPORT NO. 34 of the
PLANNING STANDING COMMITTEE
of its meeting held October 11, 2011

Present: **Councillor Ed Sleiman (Vice Chair)**
 Councillor Percy Hatfield
 Councillor Joanne Gignac
 Councillor Al Maghnieh
 Merrill Baker
 Barbara Bjarneson
 Cheryl Cross-Leal

Regrets: **Councillor Bill Marra**

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

Moved by Councillor Gignac, seconded by Councillor Hatfield,
That an amendment to Zoning By-law 8600 **BE APPROVED** changing the zoning of part of 1630 Partington (Now 1640 Partington) Avenue; Plan 1325, Part of Lot 454, Lot 455, Lot 456, Part of Lot 457, Part of Lot 347, Part of Lot 348, Part of Lot 349 and Part of Block E (closed alley), east of Partington Avenue, south of Algonquin Street. , (PIN 01100855); from ID1.1 to RD1.1.
Carried.

Clerk's Note: The Report of the Development Review Planner dated September 9, 2011 titled "Rezoning – Part of 1630 Partington, now 1640 Partington" is attached as background information.

Livelihood #15526, ZB/11130

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M308-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 35 of the
PLANNING STANDING COMMITTEE
of its meeting held October 11, 2011

Present: **Councillor Ed Sleiman (Vice Chair)**
 Councillor Percy Hatfield
 Councillor Joanne Gignac
 Councillor Al Maghnieh

Regrets: **Councillor Bill Marra**

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

Moved by Councillor Hatfield, seconded by Councillor Gignac,

III. That the 4.27 metre (14 feet) wide north/south alley between Glendale Avenue and Balfour Boulevard from Coronation southerly to Empress Street as shown on Drawing Number CC-1617 attached hereto as Appendix "A" **BE ASSUMED** for subsequent closure and conveyance to the abutting property owners and further the City Solicitor **BE REQUESTED** to prepare the necessary by-law.

IV. That the 4.27 metre (14 feet) wide north/south alley between Glendale Avenue and Balfour Boulevard from Coronation Avenue southerly to Empress Street as shown on Drawing Number CC-1617 attached hereto as Appendix "A" **BE CLOSED AND CONVEYED** to the abutting property owners subject to the following:

- Easements are required in favour of:
Enwin Utilities – Hydro Division for the full width of the alley behind 1991 Balfour.
- Conveyance cost to each owner
 - \$1.00 plus the deed preparation fee and proportionate share of the cost of the 12R Plan as invoiced to the City of Windsor by an Ontario Land Surveyor for land abutting properties zoned RD1.2

and further:

- the City Engineer **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing Number. CC-1617, attached hereto as Appendix "A"
- 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,
- the transaction **BE COMPLETED** electronically pursuant to By-law Number 366-2003.

Carried.

Clerk's Note: The Report of the Committee Coordinator, Street and Alley Technical Advisory Committee dated September 19, 2011 titled "Request to close the north/south alley between Glendale Avenue and Balfour Boulevard from Coronation Avenue to Empress Street" is attached as background information.

Livelinek #15515, SAA2011

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M309-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 36 of the
PLANNING STANDING COMMITTEE
of its meeting held October 11, 2011

Present: **Councillor Ed Sleiman (Vice Chair)**
 Councillor Percy Hatfield
 Councillor Joanne Gignac
 Councillor Al Maghnieh

Regrets: **Councillor Bill Marra**

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

Moved by Councillor Hatfield, seconded by Councillor Maghnieh,

That the application made by Donald Otagho, for an exemption from the Howard-Erie Neighbourhood Improvement Programme Area Demolition Control By-law 9198 for 1074-1076 Goyeau Street **BE GRANTED**.

Carried.

Clerk's Note: The Report of the Planner III – Special Projects dated September 11, 2011 titled “Demolition Request 1074-1076 Goyeau Street” is **attached** as background information.

Livelihood #15507, APM2011

CHAIRPERSON

DEPUTY CITY CLERK

**BE ADOPTED AS PRESENTED,
and further, that the applicant BE REQUIRED**
to provide proof of fumigation
to eradicate rodents prior to issuing a demolition permit.
as **ADOPTED** by Council at its meeting held November 7, 2011 {**M310-2011**}

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 37 of the
PLANNING STANDING COMMITTEE
of its meeting held October 11, 2011

Present: **Councillor Ed Sleiman (Vice Chair)**
Councillor Percy Hatfield
Councillor Joanne Gignac
Councillor Al Maghnieh

Regrets: **Councillor Bill Marra**

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

Moved by Councillor Gignac, seconded by Councillor Maghnieh,

That the request to demolish 532, 515-523 and 527-533 Chatham Street East **BE APPROVED**, subject to the owners signing a Site Plan Control Agreement and submitting the performance securities required by the Site Plan Control Agreement prior to the issuance of a demolition permit.

Carried.

Clerk's Note: The Report of the Planner III – Special Projects dated September 21, 2011 titled “Demolition Request – 532, 515-523, 527-533 Chatham Street East” is attached as background information.

Livelinek #15528, APM2011

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M311-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 38 of the
PLANNING STANDING COMMITTEE
of its meeting held October 11, 2011

Present: **Councillor Ed Sleiman (Vice Chair)**
 Councillor Percy Hatfield
 Councillor Joanne Gignac
 Councillor Al Maghnieh

Regrets: **Councillor Bill Marra**

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

Moved by Councillor Gignac, seconded by Councillor Hatfield,

I. That the 9.14 m (30 feet) wide east/west alley between Wyandotte Street East and Alan Crescent, easterly from Isack Drive for approximately 80 m (262 feet, 8 inches) as shown on Drawing Number CC-1618, *attached* hereto as Appendix "A" **BE ASSUMED** for subsequent closure and conveyance to the owner of 8650 Wyandotte Street East and further the City Solicitor **BE REQUESTED** to prepare the necessary By-law.

II. That the 9.14 m (30 feet) wide east/west alley between Wyandotte Street East and Alan Crescent, easterly from Isack Drive for approximately 80 m (262 feet, 8 inches) as shown on Drawing Number CC-1618, *attached* hereto as Appendix "A" **BE CLOSED AND CONVEYED** to the owner of 8650 Wyandotte Street East subject to the following:

- (a) Easements being granted in favour of:
- Bell Canada for the north half of the alley for the entire length
 - Cogeco Cable
 - Enwin Utilities for the entire length and width of the alley
- (b) Alley land to be conveyed at:
- \$1.00 plus deed preparation plus proportionate share of survey cost as invoiced to the City of Windsor by an Ontario Land Surveyor for land abutting properties zoned RD1.1;
 - \$80.73 per sq.m (\$7.50 per sq.ft.) for land containing no easements abutting property zoned RD3.4 – survey cost included;
 - \$40.37 per sq.m (\$3.75 per sq.ft.) for land containing easements abutting property zoned RD3.4 - survey cost included

and further:

- the City Engineer **BE REQUESTED** to supply the appropriate legal description, in accordance with Drawing No. CC-1618, ***attached*** hereto as Appendix “A”;
- 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;
- the transaction **BE COMPLETED** electronically pursuant to By-law Number 366-2003.
Carried.

Clerk's Note: The Report of the Planner II dated September 19, 2011 titled “Request to close and purchase the east/west alley north of Wyandotte Street East, easterly from Isack Drive” is ***attached*** as background information.

Liveline #15512, SAA2011

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M312-2011]

KK/

Windsor, Ontario November 7, 2011

REPORT NO. 10 of the
FAMILY AQUATICS AND LIBRARY COMPLEX
STEERING COMMITTEE
of its meeting held
October 25, 2011

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

Regrets: **Councillor Fulvio Valentinis**

Your Steering Committee submits the following recommendation:

Moved by Councillor Jones seconded by Councillor Payne,

That the confidential report from the City Engineer and Corporate Leader Environmental Protection and Transportation, Chief Financial Officer/City Treasurer and Corporate Leader Finance & Technology, City Solicitor and Corporate Leader Economic Development and Public Safety, City Clerk/Licence Commissioner and Corporate Leader Public Engagement and Human Resources, Executive Director of Human Resources and the Chief Administrative Officer respecting a personal matter about an identifiable individual **BE APPROVED**.

Clerk's Note: The In Camera report of the City Engineer dated November 7, 2011 is *attached* for the Mayor and Members of Council only.

CHAIRPERSON

COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held November 7, 2011 [M313-2011]

KK/

Windsor, Ontario, November 7, 2011

REPORT NO. 11 of the
FAMILY AQUATICS AND LIBRARY COMPLEX
STEERING COMMITTEE
of its meeting held
October 25, 2011

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

Regrets: Councillor Fulvio Valentinis

Your Steering Committee submits the following recommendation:

Moved by Councillor Jones seconded by Councillor Sleiman,

WHEREAS the City of Windsor recognizes the process prescribed in the Request for Proposals for the Design and Construction of the Family Aquatics and Library Complex does not provide for the payment of an honorarium to unsuccessful bidders; and

WHEREAS the City of Windsor is cognizant of the significant time, effort and cost on the part of the proponents to respond to the RFP; and

WHEREAS the question of honoraria for this project was specifically posed during the request for qualification process undertaken prior to the release of the RFP; and

WHEREAS the City of Windsor considered the question of honoraria for this Project and ultimately replied via addendum to all potential proponents during the prequalification that it did not intend to pay an honorarium; and

WHEREAS letters were received from the President of the Ontario General Contractors Association in opposition to the decision to deny honoraria;

THEREFORE BE IT RESOLVED that the request for honoraria for unsuccessful proponents **BE DENIED**.

Carried.

Clerk's Note: The following letters are attached as background information:

- Letter from the Ontario General Contractors Association to the Manager of Purchasing & Risk Management dated October 4, 2011
- Letter from the Manager of Purchasing & Risk Management to the Ontario General Contractors Association dated October 6, 2011
- Letter from the Ontario General Contractors Association to the Manager of Purchasing & Risk Management dated October 19, 2011
- Letter from the Ontario General Contractors Association to Mayor Eddie Francis dated October 21, 2011

CHAIRPERSON
COMMITTEE COORDINATOR

ADOPTED by Council at its meeting held November 7, 2011 [M314-2011]

AA/

Windsor, Ontario, November 7, 2011

REPORT NO. 40 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held October 12, 2011

Present:

Councillor Al Maghnieh, Chair
Councillor Alan Halberstadt
Councillor Percy Hatfield
Councillor Ron Jones
Councillor Ed Sleiman

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

Moved by Councillor Jones, seconded by Councillor Sleiman,

That the report from the Manager of Cultural Affairs on the awarding of the contract for the Museum Feasibility Study to Lord Resources **BE RECEIVED**; and further

That the Social Development Health & Culture Standing Committee **BE APPROVED** as the committee for the Museum Feasibility Study.

Carried.

Livelihood 15529, APR/10168

Clerk's Note: The report authored by the Manager of Cultural Affairs dated September 26, 2011 titled "Museum Feasibility Development Study Establishment of Steering Committee" is *attached* for background information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M315-2011]

AA/

Windsor, Ontario, November 7, 2011

REPORT NO. 41 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held October 12, 2011

Present: **Councillor Al Maghnieh, Chair**
 Councillor Alan Halberstadt
 Councillor Percy Hatfield
 Councillor Ron Jones
 Councillor Ed Sleiman

Referencing: **Report No. 78 of the Board of Directors,**
 Willistead Manor

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

Moved by Councillor Hatfield, seconded by Councillor Sleiman,
That the following persons **BE RE-APPOINTED** to the Board of Directors,
Willistead manor Inc. for a two year term expiring August 17, 2013:

M. J. Dettinger
S. Marshall
C. Gaudette
L. Brown
R. Easterbrook
D. Langstone

Carried.

Clerk's Note: Report No. 78 of the Board of Directors, Willistead Manor Inc. of its meeting held September 8, 2011 is *attached* for background information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M316-2011]

AA/

Windsor, Ontario, November 7, 2011

REPORT NO. 42 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held October 12, 2011

Present: **Councillor Al Maghnieh, Chair**
 Councillor Alan Halberstadt
 Councillor Percy Hatfield
 Councillor Ron Jones
 Councillor Ed Sleiman

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

Moved by Councillor Hatfield, seconded by Councillor Sleiman,
That the minutes of the Willistead Manor Inc. (Executive Committee and Board of Directors) meeting held September 8, 2011 BE ADOPTED as presented.

Carried.

Clerk's Note: The minutes of the Executive Committee & the Board of Directors, Willistead Manor Inc. of its meeting held September 8, 2011 is *attached* for background information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M317-2011]

AA/

Windsor, Ontario, November 7, 2011

REPORT NO. 43 of the
**SOCIAL DEVELOPMENT,
HEALTH & CULTURE STANDING COMMITTEE**
of its meeting held October 12, 2011

Present: **Councillor Al Maghnieh, Chair**
 Councillor Alan Halberstadt
 Councillor Percy Hatfield
 Councillor Ron Jones
 Councillor Ed Sleiman

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

Moved by Councillor Hatfield, seconded by Councillor Sleiman,
That the minutes of the Committee of Management for Huron Lodge Long Term Care Home meeting held June 28, 2011 BE ADOPTED as presented.

Carried.

Clerk's Note: The minutes of the Committee of Management for Huron Lodge Long Term Care Home meeting held June 28, 2011 is *attached* for background information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M318-2011]

/AA

Windsor, Ontario, November 7, 2011

REPORT NO. 11 of the
ECONOMIC DEVELOPMENT
STANDING COMMITTEE
of its meeting held October 5, 2011

Present: **Councillor Dilkens, Chair**
 Councillor Sleiman
 Councillor Valentinis
 Councillor Marra
 Councillor Payne

That the following recommendation of the Economic Development Standing Committee **BE APPROVED** as follows:

Moved by Councillor Sleiman, seconded by Councillor Valentinis,
That in accordance with the *Ontario Heritage Act*, Notice of Intention to Designate the following property **BE GIVEN**:

Owner: Frank Massimino

Property: 2161 Riverside Drive West (Plan 766; Lot 19, east part lot 18, south part Lot 20)

Statement of Significance/Reasons for Designation:

Description of Historic Place

The Ross-Struthers House is on the south side of Riverside Drive West between Rankin Avenue and Randolph Place. The house was built c1906 in the Mission/Spanish Colonial Revival style, converted to multiple-family in the 1950s, and has been in continuous use.

Heritage Value

Historical Importance:

This house was built c1906 when the town of Sandwich was growing toward Windsor (the boundary was two blocks east). The first occupant was Edward H. Ross, who in 1914 was a signer of the surrounding plat used for prominent houses. In the 1920s and 1930s the resident was E.R.C. Struthers, proprietor of Concrete Bumper Company. The present owners acquired it in 1989.

Architectural Importance:

This house is stucco, two-storey, with a flat roof and a façade that is almost symmetrical. A projecting one-storey porch is across the full width; it has four piers with wide arches between, and a sculpted parapet with compound arches; original roof drains remain at the

corners. The second floor has wide arched windows similar to the porch, all with stucco surrounds. The roofline above the second floor has an arch on the front right corner similar to the porch; on the left front it is castellated. Stucco coping is along parapet edges on both floors.

The style is “Mission” or “Spanish Colonial Revival”. Typical style elements include stucco walls, curved parapets with coping, wide porches, and tile roofs; symmetry is a common feature. The identity of the original designer is unknown.

Contextual Importance:

This location is in the former town of Sandwich, built fronting the river-front road, Sandwich Street (now Riverside Drive West in Windsor). The sides of the c1906 house are perpendicular to the river’s edge, and the front is set far back from the street (see aerial photo).

In contrast, the 1914 platted lot lines of Registered Plan 766 (and the sides of adjacent houses) are parallel to the farm lot edges, at 28° west of magnetic north or several degrees more northerly than the older house. The plat includes both sides of what is now Randolph Place (formerly Park Place and Casgrain Place) between Riverside Drive and University Avenue West (formerly London Street). That block has several large homes, including Register-listed properties at 205 and 218 Randolph Place.

Character Defining Elements

Feature that contributes to the historical value of the Ross-Struthers House include:

- Its association with Edward H. Ross, involved with surrounding development in the municipality of Sandwich, and with Windsor business owner E.R.C. Struthers.

Exterior features that contribute to the architectural value of the Ross-Struthers House include:

- Mission/Spanish Colonial Revival style, constructed c1906.
- Stucco finish.
- Two storeys, flat roof.
- One-storey porch across the full width, with four piers with wide arches between, sculpted parapet with compound arches, original roof drains at the corners, and flat roof.
- Stucco coping along parapet edges on both floors.
- Stucco surrounds for windows and porch openings.
- Second-floor wide arched windows.
- Second-floor roofline has an arch on the front right corner similar to the porch; on the left front it is castellated.

Characteristic that contributes to the contextual value of the Ross-Struthers House include:

- Its location along Riverside Drive West at an angle to its newer neighbours, and set back further from the street.

Carried.

Clerk's Note:

The Report of the Heritage Planner dated September 9, 2011 entitled "Heritage Designation – Ross Struthers House, 2161 Riverside Drive West is ***attached*** for information.

Livelinek #15522, MBA/11185

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED as presented, **with the exception** of the woodlots, which is to come back to Council in the form of an administrative report for discussion purposes and that Council **BE PROVIDED** with the Master Plan maps that show the woodlots in detail including the existing woodlots, the buffer area and the open spaces together with the acreage of each one of those as well as a copy of the matrix where the environmentally significant lands were designated, by Council at its meeting held November 7, 2011 [M319-2011]

AA

Windsor, Ontario, November 7, 2011

REPORT NO. 12 of the
ECONOMIC DEVELOPMENT
STANDING COMMITTEE
of its meeting held October 5, 2011

Present:

Councillor Dilkens, Chair
Councillor Sleiman
Councillor Valentinis
Councillor Marra
Councillor Payne

That the following recommendation of the Economic Development Standing Committee **BE APPROVED** as follows:

Moved by Councillor Marra, seconded by Councillor Sleiman,
That City Council **APPROVE** the Windsor International Airport – Master Plan 2010;

That City Council **ENDORSE IN PRINCIPLE** the recommendations outlined in Windsor International Airport – Master Plan 2010, as listed in Appendix B (pages 6-14 of *attached* report).

Carried.

Clerk's Note: The Report of the Project Administrator dated September 16, 2011 entitled "Windsor International Airport – Master Plan 2010" is *attached* as background information.

Livelihood 15462, APM/9795

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M320-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 11 of the
PUBLIC SAFETY STANDING COMMITTEE
of its meeting held September 21, 2011

Present:
Councillor Jones, Chair
Councillor Dilkens
Councillor Gignac
Councillor Maghnieh
Councillor Payne

That the following recommendation of the Public Safety Standing Committee
BE APPROVED as follows:

Moved by Councillor Gignac, seconded by Councillor Dilkens
THAT Public Vehicle Licensing Bylaw #137-2007, Schedule 5, **BE**
AMENDED by inserting the following:

“4.1 (g) upon written notification to the Licence Commissioner at least 30 days prior to the renewal deadline, a plate holder may request a hearing before the Windsor Licensing Commission to request that the requirements of Sections 4.1 (b) (c) (d) and (e) of this schedule be waived at the time of application for plate holder licence renewal.

(h) a plate holder who receives approval from the Windsor Licensing Commission, granted under 4.1 (g) of this Schedule, will be allowed to make application for renewal of said plate holder licence in accordance with all conditions placed by the Commission and all other requirements of this schedule but will not be issued a licence or a validation sticker until the applicant provides all necessary documentation and the taxicab vehicle is inspected and approved by the Licence Commissioner or his/her delegate.”

And further, THAT any plate holder renewing for the current licensing period (September 1, 2011-August 31, 2012), who does not have a vehicle in service prior to the August 31, 2011 deadline, **BE ALLOWED** to renew their plate holder licence after August 31, 2011 without forfeiting their plate or incurring a penalty fee, for a period of two (2) weeks following Council’s decision on Administration’s recommendation.

Carried.

ACLT2011, Livelink 15473

Clerk’s Note: The report from the Supervisor of Licensing/Deputy Licence Commissioner titled “Recommendation to Amend By-law 137-2007, Section 4. Plate Holder Applications and Renewal” is attached as background information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M321-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 12 of the
PUBLIC SAFETY STANDING COMMITTEE
of its meeting held September 21, 2011

Present: **Councillor Jones, Chair**
 Councillor Dilkens
 Councillor Gignac
 Councillor Maghnieh
 Councillor Payne

That the following recommendation of the Public Safety Standing Committee
BE APPROVED as follows:

Moved by Councillor Dilkens, seconded by Councillor Gignac

THAT the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to execute the necessary Fire Protection agreement with the Town of Tecumseh, permitting Windsor Fire to respond to a large fire or explosion at the Aabco site, upon the following terms:

- a) One year term with automatic annual renewals;
- b) Costs to be recovered at the MTO rate in effect at the time of the incurrence;
- c) Termination upon 90 days notice;
- d) Windsor Fire not obligated to respond (such as in the case of personnel availability);
- e) Windsor Fire will assume command if first on scene. Command will be transferred to Tecumseh upon their arrival. Unified command will then be set up between the agencies; and such agreement is satisfactory in form to the City Solicitor, in technical content to the Fire Chief, and in financial content to the City Treasurer; and further

THAT the Town of Tecumseh **BE REQUIRED** to assume all risks and associated costs including WSIB as it relates to Windsor firefighters from the time the service is activated until the City of Windsor Fire Department ends their service.

Carried.

SF/11171, Livelink 15488

Clerk's Note: **The report dated August 29, 2011 from the Deputy Chief and the Manager of Administration titled "Fire Protection Agreement" is attached as background information.**

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M322-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 13 of the
PUBLIC SAFETY STANDING COMMITTEE
of its meeting held September 21, 2011

Present: **Councillor Jones, Chair**
 Councillor Dilkens
 Councillor Gignac
 Councillor Maghnieh
 Councillor Payne

That the following recommendation of the Public Safety Standing Committee
BE APPROVED as follows:

Moved by Councillor Gignac, seconded by Councillor Dilkens

THAT the report of the Manager of Policy, Gaming and Licensing/Deputy
Licence Commissioner, entitled "Update – re: Pilot Trap-Neuter-Return Project 2003/2004"
dated September 5, 2011 **BE RECEIVED FOR INFORMATION**, and further that the
consideration of a voucher program be referred to the 2012 budget process.

Carried.

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

ACL/10884, Livelink 15472

Clerk's Note: The report from the Corporate Policy Coordinator titled "Update
re: Pilot Trap-Neuter-Return Project 2003/2004" is attached as background information.

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M323-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 14 of the
PUBLIC SAFETY STANDING COMMITTEE
of its meeting held September 21, 2011

Present: **Councillor Jones, Chair**
 Councillor Dilkens
 Councillor Gignac
 Councillor Maghnieh
 Councillor Payne

That the following recommendation of the Public Safety Standing Committee
BE APPROVED as follows:

Moved by Councillor Gignac, seconded by Councillor Dilkens
THAT the minutes of the meeting of the Town and Gown Committee held July
26, 2011 **BE RECEIVED FOR INFORMATION.**
Carried.

Clerk's Note: **The minutes of the Town and Gown Committee meeting held July
26, 2011 are attached as background information.**

CHAIRPERSON

DEPUTY CITY CLERK

ADOPTED by Council at its meeting held November 7, 2011 [M324-2011]

/AA

Windsor, Ontario November 7, 2011

REPORT NO. 15 of the
PUBLIC SAFETY STANDING COMMITTEE
of its meeting held October 19, 2011

Present: Councillor Jones, Chair
Councillor Dilkens
Councillor Gignac
Councillor Maghnieh

Regrets: Councillor Payne

That the following recommendation of the Public Safety Standing Committee
BE APPROVED as follows:

Moved by Councillor Dilkens, seconded by Councillor Gignac

That the Chief Administrative Officer and the City Clerk **BE AUTHORIZED** to sign agreement(s) between The Corporation of the City of Windsor and thehealthline.ca Information Network concerning the sharing of 211 database information to support the delivery of 211 phone services for residents in the 211 South West Ontario region, such agreement(s) to be satisfactory as to technical content to the Senior Manager of Communications & Customer Service, as to legal form to the City Solicitor and as to financial content to the Chief Financial Officer & City Treasurer. Carried.

Carried.

Clerk's Note: The report authored by the 211 Project Manager dated September 1, 2011 titled "Agreement between The Corporation of the City of Windsor and thehealthline.ca Information Network" is attached as background information.

Liveline 15485, GM/9620

CHAIRPERSON

DEPUTY CITY CLERK