



FINAL CONSOLIDATED CITY COUNCIL AGENDA

(available also at www.citywindsor.ca)

Monday, October 17, 2016

6:00 o'clock p.m.

Council Chambers, 3rd Floor, Windsor City Hall

UPDATED: Monday, October 17, 2016 at 3:00 p.m.

Members:

Mayor Drew Dilkens

Ward 1 - Councillor Fred Francis

Ward 2 - Councillor John Elliott

Ward 3 - Councillor Rino Bortolin

Ward 4 - Councillor Chris Holt

Ward 5 - Councillor Ed Sleiman

Ward 6 - Councillor Jo-Anne Gignac

Ward 7 - Councillor Irek Kusmierczyk

Ward 8 - Councillor Bill Marra

Ward 9 - Councillor Hilary Payne

Ward 10 - Councillor Paul Borrelli

1. **ORDER OF BUSINESS**

- 1.1. In the event of the absence of the Mayor, Councillor Gignac has been Appointed Acting Mayor for the month of October, 2016 in accordance with By-law 189-2014

2. **CALL TO ORDER** - Playing of the National Anthem & Moment of Silent Reflection

3. **DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

4. **ADOPTION OF THE MINUTES**

Adoption of the minutes of the Windsor City Council meeting held on October 3, 2016.
(SCM 176/2016)

5. **NOTICE OF PROCLAMATIONS**

"Child Abuse Prevention Month" - October 2016
"National Teen Driver Safety Week" – October 16-22, 2016
"Hungarian Freedom Week" - October 23-30, 2016
"BookFest Windsor Week" - October 30-November 5, 2016

Flag Raisings:

60th Anniversary Celebration of the Hungarian Revolution - Friday, October 21, 2016

6. **COMMITTEE OF THE WHOLE**

7. **COMMUNICATIONS INFORMATION PACKAGE**

7.1. **CORRESPONDENCE**

Correspondence items 7.1.1 through 7.1.11 **(CMC 22/2016)**

COMMUNICATION REPORTS

- 7.2. Your Quick Gateway (Windsor) Inc. - 2nd Quarter 2016 Financial Statements - City Wide (**C182/2016**)
Clerk's Note: Misprinted appendices *attached*.
- 7.3. Windsor Canada Utilities Ltd. - 2nd Quarter 2016 Financial Statements - City Wide (**C 183/2016**)
- 7.4. Central Box Study Area Municipal Class Environmental Assessment (EA) – Completion of 30-Day Review Period – Wards 1 and 10 (**CM 46/2016**)

8. CONSENT AGENDA

- 8.1. Declaration of 1356 Tecumseh Road West Surplus and Authority to Offer the Improved Property for Sale, Ward 2 (**C 177/2016**)
- 8.2. WFCU Centre Ticketing Agreement Amendment with PATRON SOLUTIONS, L.P. DBA NEW ERA TICKETS (**S 169/2016**)
- 8.3. Combined Heat and Power Installation at WIATC - Awarding of RFP 120-16 Ward No. 3 (**C 173/2016**)
- 8.4. To Update Council on the Status of the Photovoltaic Projects under FIT 3.0 and FIT 4.0, and to Seek Approval for FIT 5.0 Applications (**C 186/2016**)

Consent Committee Reports

- 8.5. Minutes of the Essex-Windsor Solid Waste Authority Regular Board Meeting held July 5, 2016 (**SCM 158/2016**)
- 8.6. Report No. 6 of the Rail Issues Committee - Fire Chief to execute required agreements regarding the transportation of dangerous goods with respect to Protective Direction No. 36 (**SCM 136/2016**)
- 8.7. School Neighbourhood Policy - CITY-WIDE (**S 46/2016**)
- 8.8. Malden Landfill / John McGivney Centre Update on Landfill Gas Migration ---Ward 2 (**S 164/2016**)
- 8.9. CQ16-2016 - Windsor/Detroit Pedestrian Ferry - City Wide (**S 159/2016**)
- 8.10. Windsor Chartabus Inc. - Application for Bus Mounted Bike Racks -- City Wide (**S 160/2016**)
- 8.11. CQ28-2016 -- Feasibility of Conducting Study on Use of Smaller Buses (**S 165/2016**)

9. **REQUEST FOR DEFERRALS, REFERRALS AND/OR WITHDRAWALS**

10. **PRESENTATIONS AND DELEGATIONS (5 Minute maximum per delegate)**
DELEGATIONS: (5 minute maximum)
 - 7.5 Response to CQ54-2015 and CQ62-2015 - Wards 1 and 10 (**S 32/2015**) and Report 353 of the Environment, Transportation & Public Safety Standing Committee
 - a) Lori Newton, Executive Director, Bike Windsor Essex

11. **REGULAR BUSINESS ITEMS (Non-Consent Items)**
 - 11.1 Clean Water Waste Water Fund (**C 190/2016**)
Clerk's Note: Administration providing a replacement chart on page 8 of 10 of this report which highlights a missing project. (**attached**)

12. **CONSIDERATION OF COMMITTEE REPORTS**
 - (i) Report of the Special In-Camera meeting or other Committee as may be held prior to Council (if scheduled)
 - (ii) Report of the Special In-Camera meeting held October 11, 2016 (**SCM 180/2016**) (**attached**)

13. **BY-LAWS (First and Second Reading)**
 - 13.1 **156-2016** A BY-LAW TO FURTHER AMEND BY-LAW 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", authorized by CAO3686, approved on September 26, 2016
 - 13.2 **157-2016** A BY-LAW TO FURTHER AMEND BY-LAW 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", authorized by CAO 3683, approved on September 26, 2016
 - 13.3 **158-2016** A BY-LAW TO PROVIDE FOR THE IMPOSITION OF SPECIAL CHARGES UPON PRESCRIBED BUSINESS PROPERTY CLASSES OF RATEABLE PROPERTY WITHIN IMPROVEMENT AREAS FOR THE YEAR 2016, authorized by CR422/2016, adopted on June 20, 2016

13.4 **159-2016** A BY-LAW TO CLOSE PART OF EASTLAWN AVENUE TO CREATE A 1 FOOT RESERVE, CITY OF WINDSOR, authorized by CR84-2016, adopted on February 1, 2016

13.5 **160-2016** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE SEVENTEENTH DAY OF OCTOBER, 2016

14. **MOVE BACK INTO FORMAL SESSION**

15. **NOTICES OF MOTION**

16. **THIRD AND FINAL READING OF THE BY-LAWS**

By-Laws 156-2016 through 160-2016 (inclusive)

17. **PETITIONS**

18. **QUESTION PERIOD**

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

Windsor Public Library Board
Tuesday, October 18, 2016
4:00 pm
Central Library Branch, 850 Ouellette Avenue

Ward 2 Meeting - Councillor John Elliott
Tuesday, October 18, 2016
6:30 pm - 8:30 pm
Mackenzie Hall - 3277 Sandwich Street

Town & Gown Committee
Wednesday, October 19, 2016
4:30 pm
Room 407-400 City Hall Square East

Environment, Transportation & Public Safety Standing Committee
Wednesday, October 19, 2016
4:30 pm
Council Chambers, 3rd Floor, Windsor City Hall

Ward 4 Meeting - Councillor Chris Holt
Thursday, October 20, 2016
6:30 pm - 8:30 pm
Caboto Club - Windsor Hall - 2175 Parent Avenue

Executive Committee of Council (**CANCELLED**)
Monday, October 24, 2016
6:00 pm
Council Chambers, 3rd Floor, Windsor City Hall

Windsor Licensing Commission
Wednesday, October 26, 2016
9:30 am
Council Chambers, 3rd Floor, Windsor City Hall

Windsor BIA Advisory Committee
Wednesday, October 26, 2016
4:30 p.m.
Walkerville Room, 3rd Floor, Windsor City Hall

Ward 7 Meeting - Councillor Irek Kusmierczyk
Wednesday, October 26, 2016
6:30 pm - 8:30 pm
Forest Glade Arena - Siro Martinello Auditorium - 3205 Forest Glade drive

New City Hall Steering Committee
Thursday, October 27, 2016
2:00 pm
Walkerville Meeting Room, 3rd Floor, Windsor City Hall

Ward 3 Meeting - Councillor Rino Bortolin
Thursday, October 27, 2016
6:30 pm - 8:30 pm
400 City Hall Square East - 4th Floor, Multipurpose Room

Social Development, Health & Culture Standing Committee
Wednesday, November 2, 2016
9:00 am
Council Chambers, 3rd Floor, Windsor City Hall

21. **ADJOURNMENT**

Your Quick Gateway (Windsor) Inc.
Summary Internal Statement of Financial Position

As at Jun 30

	2016	2015
ASSETS		
Current Assets		
Cash and Cash Equivalents	3,941,890	3,406,086
Accounts Receivable	999,223	605,780
Prepaid Expenses	33,078	29,954
Inventory	6,368	8,283
Total Current Assets	4,980,559	4,050,103
Accounts Receivable: Long-term	856,736	665,972
Fixed Assets	211,199	237,312
TOTAL ASSETS	6,048,494	4,953,387
LIABILITIES & EQUITY		
Liabilities		
Current Liabilities		
Accounts Payable and Accrued Liabilities	870,823	800,601
Due to City of Windsor - current	32,337	180,951
Deferred Revenue	5,369	6,840
Total Current Liabilities	908,529	988,392
Long-term - Due to City of Windsor	0	0
Total Liabilities	908,529	988,392
Equity		
Common Shares	100	100
Retained Earnings	7,139,865	4,964,895
Dividends	(2,000,000)	(1,000,000)
Total Equity	5,139,965	3,964,995
TOTAL LIABILITIES & EQUITY	6,048,494	4,953,387

Appendix to Item 7.2
October 17, 2016
Windsor City Council

Your Quick Gateway (Windsor) Inc.
Summary Internal Statement of Income
January through June

	<u>2016</u>	<u>2015</u>
Revenue		
Airside Revenues	1,730,388	1,480,039
Concession Revenues	13,087	11,834
Lease Revenues	452,481	525,596
Other Revenue	916,967	817,178
Total Revenue	<u>3,112,923</u>	<u>2,834,647</u>
Expenses		
Salaries and Benefits	738,396	683,223
Maintenance Costs	252,422	236,456
Security Costs	212,863	218,950
Administration Expenses	913,501	582,714
Depreciation Expense	31,998	27,312
Total Expense	<u>2,149,180</u>	<u>1,748,655</u>
Year-to-Date Net Income	<u><u>963,743</u></u>	<u><u>1,085,992</u></u>

Appendix to Item 7.2
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Project Type	Location	Total Cost (000's)	Federal (000's)	Provincial (000's)	WUC (000's)	City (000's)
Multi-category reconstruction	Janisse - Wyandotte to Raymond	\$2,212	\$1,106	\$553	\$94	\$459
Multi-category reconstruction	Princess - Tecumseh to Adstoll	\$2,838	\$1,419	\$710	\$74	\$636
Multi-category reconstruction	Mount Carmel - Cabana to Lennon Drain	\$2,300	\$1,150	\$575	\$75	\$500
Storm - Planning Study	Campbell / University area	\$400	\$200	\$100		\$100
Storm - Planning & Functional Design Study	Pontiac Pumping Station	\$250	\$125	\$63		\$63
Storm - Planning & Functional Design Study	St Paul Pumping Station	\$250	\$125	\$63		\$63
Treatment - Rehabilitation	Dry well reliability issues	\$350	\$175	\$88		\$88
Sanitary - Process Improvement	Maple Wood pump station	\$550	\$275	\$138		\$138
Treatment - Rehabilitation / Improvement	Back wash tanks	\$750	\$375	\$188		\$188
Waste - Rehabilitation	South National relining	\$750	\$375	\$188		\$188
Waste / Storm - Rehabilitation	Rossini Street relining	\$140	\$70	\$35		\$35
Storm & Waste - Asset Management	Sewer data acquisition through Zoom, SL rat and CCTV	\$1,130	\$565	\$283		\$283
Storm - Infrastructure pressures	Storm extension railway @ College & Crawford	\$480	\$236	\$118		\$125
	Totals	\$12,400	\$6,196	\$3,098	\$243	\$2,863

**SPECIAL MEETING OF COUNCIL – IN CAMERA
October 11, 2016**

Meeting called to order at: 4:00 p.m.

Members in Attendance:

Mayor D. Dilkens
Councillor F. Francis
Councillor J. Elliott
Councillor C. Holt
Councillor R. Bortolin
Councillor J. Gignac
Councillor P. Borrelli
Councillor E. Sleiman
Councillor I. Kusmierczyk

Members Absent:

Councillor B. Marra
Councillor H. Payne

Also in attendance:

O. Colucci, Chief Administrative Officer
J. Payne, Community Development and Health Commissioner and
Corporate Leader Social Development, Health, Recreation and
Culture
M. Winterton, City Engineer and Corporate Leader Environmental
Protection and Transportation
V. Critchley, City Clerk/Licence Commissioner and Corporate Leader
Public Engagement and Human Resources
S. Askin-Hager, City Solicitor and Corporate Leader Economic
Development and Public Safety
P. Brode, Senior Legal Counsel (Item 1)

Verbal Motion is presented by Councillor Sleiman, seconded by Councillor Francis,
That Rule 3.3(c) of the *Procedure By-law, 98-2011*, BE WAIVED to allow for the Mayor to call a special meeting without 24 hours notice.

Motion Carried.

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

<u>Item No.</u>	<u>Subject</u>	Section – Pursuant to Municipal Act, 2001, as amended
1.	Property/legal matter – disposition of property/solicitor-client privilege	239(2)(c)(f)

Motion Carried.

Declarations of Pecuniary Interest:

None declared.

Discussion on the items of business. (Item 1)

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

Moved by Councillor Gignac, seconded by Councillor Bortolin,
THAT the Clerk BE DIRECTED to transmit the recommendation(s) contained in the report(s) discussed at the In-Camera Council Meeting held October 11, 2016 directly to Council for consideration at the next Regular Meeting.

1. That the recommendation contained in the in-camera report from Senior Legal Counsel, City Solicitor and Corporate Leader Economic Development and Public Safety, Chief Building Official and Chief Financial Officer/City Treasurer and Corporate Leader Finance and Technology respecting a property/legal matter – disposition of property/solicitor-client privilege **BE APPROVED.**

Councillor Francis voting nay

Motion Carried.

**Moved by Councillor Francis, seconded by Councillor Elliott,
That the special meeting of council held October 11, 2016 BE ADJOURNED.
(Time: 4:21 p.m.)**

Motion Carried.