



CONSOLIDATED CITY COUNCIL AGENDA

(available also at www.citywindsor.ca)

(UPDATED as of August 22, 2016 at 3:00 p.m.)

Monday, August 22, 2016

6:00 o'clock p.m.

Council Chambers, 3rd Floor, Windsor City Hall

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**

In the event of the absence of the Mayor, Councillor Borrelli has been Appointed Acting Mayor for the month of August, 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**

- 4.1 Minutes of the Windsor City Council meeting held August 2, 2016 **(SCM 152/2016)**
(previously distributed)

5. **NOTICE OF PROCLAMATIONS**

Ahmadiyya Muslim Jama't Month – September 2016

6. **COMMITTEE OF THE WHOLE**

7. **COMMUNICATIONS INFORMATION PACKAGE**

7.1. **CORRESPONDENCE**

Correspondence items 7.1.1 through 7.1.10 **(CMC 17/2016)**

COMMUNICATION REPORTS

- 7.2. 2016 Preliminary Assessment Valuation Report **(C 143/2016)**

- 7.3. B19-2013 City Wide Canada Goose Control Program **(CM 30/2016)**

- 7.4. Response to CQ24-2016 and CQ25-2016: Administration's Meeting with Dr. Simon Hesp as well as Current & Future Asphalt Specifications and the City's Spending on our Quality Assurance Program Related to Asphalt Testing **(C 144/2016)**
- 7.5. FINA 2016 WSC (25m) Expenditures Made Under the Purchasing Bylaw Exemption - City Wide **(CM 39/2016)**
- 7.6. McDougall Rail Crossing Grant Application **(C 133/2016)**
- 7.7. Response to CQ29-2016 re Smart Community and Fibre **(CM 42/2016)**

8. **CONSENT AGENDA REPORTS**

- 8.1. Appointment of a Drainage Engineer to make an Examination and Report for the Wolfe Drain, McKee Creek, and Marentette/Mangin Drain - Wards 1 and 2 **(S 139/2016)**

CONSENT COMMITTEE REPORTS

- 8.2. Gino and Liz Marcus Recreation Complex Accessible Family Change Room Expansion - Ward 5 **(S 94/2016)**
- 8.3. Minutes of the Transit Windsor Advisory Committee of its meeting held May 11, 2016 **(SCM 100/2016)**
- 8.4. Transit Windsor - Intelligent Transportation System Project Update **(S 128/2016)**
- 8.5. Riverside Drive Pedestrian Crossings Class Environmental Assessment (EA) – Completion of 30-Day Review Period - Ward 3 **(S 114/2016)**
Clerk's Note: Councillor Payne has requested that Report No. 346 of the ETPS Standing Committee be **attached** as background information.
- 8.6. CQ7-2016 - Noise Levels along the Herb Gray Parkway - Ward 1 **(S 111/2016)**
- 8.7. Prairie Court Speed Limit Reduction Follow-up - Ward 1 **(S 122/2016)**
Clerk's Note: Administration submitting the memo dated August 8, 2016 as additional information.
- 8.9. Report No. 4 of the Transit Windsor Advisory Committee (Transit Windsor Bus Stop Planning and Design Guidelines) **(SCM 99/2016)**

- 8.10. Minutes of the Windsor Licensing Commission of its meeting held June 22, 2016
(SCM 111/2016)
- 8.11. Additional Listings in the Windsor Municipal Heritage Register; Designation Correction
(S 120/2016)
- 8.12. CHC 2015 Financial Statements and Annual Report **(CM 36/2016)**
- 8.13. Summary of Hotline Issues Referred to Management by PwC - 2016 Q2 **(S 134/2016)**
- 8.14. 2016 Q2 Operating Budget Variance Report **(S 133/2016)**
- 8.15. Status Report on Implementation of Audit Recommendations - 2016 Q2 **(S 132/2016)**
- 8.16. Delegation of Authority Semi-Annual Status Report for the period January 1, 2016 through June 30, 2016 - City Wide **(S 119/2016)**
- 8.17. PwC 2015-16 Internal Audit Performance Dashboard, June 30, 2016 **(SCM 113/2016)**
- 8.18. 2015 Consolidated Financial Statements and Trust Statements of the City - City Wide
(S 135/2016)
- 8.19. Status Report - Compliance with Applicable Laws & Regulations, 2016 Q2
(CM 40/2016)

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

Item 11.3 **Clothing Donation Bin By-Law AND**

Item 11.4 **CQ45/2016 – Feasibility of a Big Bin Project**

Kevin Smith, CEO, Goodwill Industries and Mike Van der Vlist, Executive Director, Habitat for Humanity Windsor-Essex requesting deferral of this matter to the September 19, 2016 meeting of Council. See emails dated August 18, 2016.

Item 11.7 Proposed expropriation of lands for the Riverside Drive Vista Project from William Vander Linden **(C 142/2016)**

Clerk's Note: Jerry Goldberg, Solicitor submitting e-mail dated August 16, 2016 advising that his "clients are prepared to sign transfer of easements to City and therefore there will be no need to proceed with expropriation".

Administration has identified that resolution of this issue may be possible within the next two weeks, and therefore seeks a deferral of this item until September 6, 2016.

10. **PRESENTATIONS AND DELEGATIONS** (5 minute maximum per delegate)

PRESENTATIONS: (10 minute maximum per presentation)

10.1. **Friends of Ojibway Prairie**

Bill Roesel, President, Friends of Ojibway Prairie to present a short film entitled “The Wonders of Ojibway”

10.2. **Property Assessment Notices**

Tracy Pringle, Account Manager Zone 1, Municipal & Stakeholder Relations, Municipal Property Assessment Corporation

10.3. **CQ15-2016 - Grand Marais Drain Concrete Channel Update (S 112/2016)**

Daniel Krutsch, P. Eng., Landmark Engineering (10 minutes)
David Hanna, Ward 1 resident (5 minutes)

DELEGATIONS: (5 minute maximum per delegation)

Item 8.8 **Implementation Options for Parking Clearances Required for Multi-Use Recreational Trail Crossings (S 130/2016)**

- a) Mike Duquette & Robin Chartier, representing Essex Condominium Corporation #82
- b) Americo Fernandes, Solicitor representing J. Naim (Ward 3)

Clerk’s Note:

- i) Michael Duquette, representing Essex Condominium Corporation #82 submitting the e-mail + photos dated August 15, 2016 as additional information.
- ii) Jacob Naim, resident of Ward 3 submitting the letter dated June 22, 2016 as additional information. Also is letter dated August 19, 2016.
- iii) Ace Simon, resident of Ward 6 submitting the 3-part email dated July 13, 2016 as additional information.

Item 11.3 **Clothing Donation Bin By-law (CM 26/2016) AND**

Item 11.4 **CQ45-2015 – Feasibility of a Big Bin Project (S 27/2016)**

- a) Dave Locke & Bob Cameron, representing “Furniture Bank”
- b) Rosanne Winger, General Manager, Society of Saint Vincent de Paul

11. **REGULAR BUSINESS ITEMS** (Non-Consent Items)
 - 11.1. IIHF World Junior Hockey Championship Bid (**C 137/2016**)
 - 11.2. Town of LaSalle – Transit Delivery and Maintenance Services (**S 145/2016**)
 - 11.5. Swimming Canada Bids 2017-2020 (**C 136/2016**)
 - 11.6. Rimini Street Inc. PeopleSoft Maintenance Support Agreement - (**C 95/2016**)
 - 11.8. Windsor Essex Economic Development Corporation Agreement with The Corporation of the City of Windsor (**C 147/2016**)

12. **CONSIDERATION OF COMMITTEE REPORTS**
 - (i) Report of Special In-Camera meeting or other Committee as may be held prior to Council (if scheduled); and
 - (ii) Special Meeting of Council – In Camera held August 11, 2016 (**SCM 139/2016**) (*previously distributed*)

13. **BY-LAWS (First and Second Reading)**
 - 13.1 **122-2016** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE “CITY OF WINDSOR ZONING BY-LAW”, authorized by CR1299/1998 authorized by December 7, 1998 and CR78/2001, authorized on February 28, 2001
 - 13.2 **123-2016** A BY-LAW TO ESTABLISH LANDS AS A PUBLIC HIGHWAY KNOWN AS CRAWFORD AVENUE, IN THE CITY OF WINDSOR, authorized by CR76/2001, adopted February 28, 2001
 - 13.3 **124-2016** A BY-LAW TO APPOINT DAN SEGUIN AND NATASHA COUVILLON AS A DEPUTY CITY TREASURER FOR THE CORPORATION OF THE CITY OF WINDSOR
 - 13.4 **125-2016** A BY-LAW TO AMEND BY-LAW NUMBER 8024 BEING A BY-LAW TO DESIGNATE PART OF WYANDOTTE STREET EAST IN THE CITY OF WINDSOR AS AN IMPROVEMENT AREA, authorized by CR279/2016, adopted April 18, 2016

- 13.5 **126-2016** 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 CAO3601, approved July 29, 2016
- 13.6 **127-2016** 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 CAO3602, approved July 29, 2016
- 13.7 **128-2016** A BY-LAW TO ADOPT AMENDMENT NO. 110 TO THE OFFICIAL PLAN OF THE CITY OF WINDSOR, authorized by M43-2013, adopted February 4, 2013
- 13.8 **129-2016** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by M43-2013, adopted February 4, 2013
- 13.9 **130-2016** A BY-LAW TO PROVIDE THAT PART-LOT CONTROL SHALL NOT APPLY TO CERTAIN LAND THAT IS WITHIN REGISTERED PLAN 12M-513, IN THE CITY OF WINDSOR, authorized by By-Law 139-2013, adopted August 26, 2013
- 13.10 **131-2016** A BY-LAW TO FURTHER AMEND BY-LAW NUMBER 8600 CITED AS THE "CITY OF WINDSOR ZONING BY-LAW", authorized by By-Law 172-2015, adopted December 7, 2015
- 13.11 **132-2016** A BY-LAW TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF WINDSOR AT ITS MEETING HELD ON THE 22ND DAY OF AUGUST, 2016

14. **MOVE BACK INTO FORMAL SESSION**

15. **NOTICES OF MOTION**

Councillor Holt, at the August 2, 2016 meeting of Council, gave notice that he intended to introduce the following motion for consideration at the August 22, 2016 Council meeting:

Moved by Councillor Holt, seconded by Councillor _____,

WHEREAS the wording of CR128/2013 (attached as background information) stipulates the funds be spent on road rehabilitation work, despite the remaining amount identified to each ward councillor in 2016, and

WHEREAS councillors might like some flexibility in the disbursement of the remaining funds,

THEREFORE BE IT RESOLVED that any remaining funds with the exception of financing costs from CR128/2013 be redirected back to the ward councillors and be allowed to be used according to established ward fund policy.

AFB/11544

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

By-Laws 122-2016 to 132-2016

17. **PETITIONS**

18. **QUESTION PERIOD**

19. **STATEMENTS BY MEMBERS**

20. **UPCOMING MEETINGS**

Environment, Transportation & Public Safety Standing Committee
Wednesday, August 24, 2016
4:30 p.m.
Council Chambers, 3rd Floor, Windsor City Hall

Executive Committee of Council (**CANCELLED**)
Monday, August 29, 2016
6:00 p.m.
Council Chambers, 3rd Floor, Windsor City Hall

21. **ADJOURNMENT**