



CITY OF WINDSOR MINUTES 04/29/2020

Environment, Transportation & Public Safety Standing Committee Meeting

Date: Wednesday, April 29, 2020

Time: 1:00 o'clock p.m.

Members Present:

Councillors

Ward 1 - Councillor Francis

Ward 2 - Councillor Costante

Ward 4 - Councillor Holt (Chairperson)

Ward 8 - Councillor Kaschak

Ward 9 - Councillor McKenzie

Clerk's Note: Members participated via teleconference call, in accordance with Procedure By-law 98-2011 as amended, which allows for electronic participation during a declared emergency.

ALSO PARTICIPATING VIA TELECONFERENCE CALL ARE THE FOLLOWING FROM ADMINISTRATION:

Mark Winterton, City Engineer

Dwayne Dawson, Executive Director of Operations & Deputy City Engineer

France Isabelle Tunks, Senior Manager of Engineering & Deputy City Engineer

Shawna Boakes, Senior Manager of Traffic Operations, Parking, and Transportation Planning

Anne Marie Albidone, Manager of Environmental Services

Adam Pillon, Manager of Right-of-Way

Bill Tetler, Manager of By-Law Enforcement

Craig Robertson, Supervisor of Licensing

Andrew Dowie, Engineer III

Jeff Hagan, Transportation Planning Senior Engineer

Katherine Donaldson, Corporate Policy Coordinator

Anna Ciacelli, Supervisor of Council Services

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1. CALL TO ORDER

The Chairperson calls the meeting of the Environment, Transportation & Public Safety Standing Committee to order at 1:00 o'clock p.m.

2. DISCLOSURE OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None disclosed.

3. ADOPTION OF THE MINUTES OF THE ETPS STANDING COMMITTEE

3.1. Adoption of the Environment, Transportation & Public Safety Standing Committee minutes of its meeting held February 19, 2020

Moved by: Councillor McKenzie

Seconded by: Councillor Kaschak

THAT the Minutes of the Environment, Transportation & Public Safety Standing Committee meeting (excluding Transit matter items) held February 19, 2020 **BE ADOPTED** as presented.

Carried.

Moved by: Councillor Costante

Seconded by: Councillor Francis

THAT the Minutes of the Environment, Transportation & Public Safety Standing Committee meeting (Transit matter items only) held February 19, 2020 **BE ADOPTED** as presented.

Carried.

Report Number: SCM 66/2020

4. REQUEST FOR DEFERRALS, REFERRALS OR WITHDRAWALS

None requested.

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5. COMMUNICATIONS

5.1. Essex-Windsor Solid Waste Authority Regular Board Meeting Minutes December 3, 2019

Moved by: Councillor Francis
Seconded by: Councillor Kaschak

Decision Number: **ETPS 750**

THAT the minutes of the Essex-Windsor Solid Waste Authority (EWSWA) of its Regular Board meeting held December 3, 2019 **BE RECEIVED**.

Carried.

Report Number: SCM 41/2020

Clerk's File: MB2019

6. PRESENTATIONS AND DELEGATIONS

None presented.

7. COMMITTEE MATTERS

7.1. Report No. 154 of the Windsor Licensing Commission - Regulation of Licensed City of Windsor Pet Shops

Moved by: Councillor Costante
Seconded by: Councillor Kaschak

Decision Number: **ETPS 751**

THAT Report No. 154 of the Windsor Licensing Commission indicating:

I. That no dogs or cats **BE SOLD** for profit in a City of Windsor pet shop; and

II. That all licensed pet shops in good standing with the City of Windsor **BE ALLOWED** to offer dogs and cats exclusively through an adoption program administered by organizations such as local shelters, rescue groups and humane societies; and further,

III. That Schedule P1 (Pet Shops) to Business Licensing By-law No. 395-2004 **BE AMENDED** accordingly.

BE APPROVED.

Carried.

Report Number: SCM 27/2020

Clerk's File: MB2020

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7.2. Minutes of the Windsor Licensing Commission of its meeting held February 26, 2020

Moved by: Councillor McKenzie
Seconded by: Councillor Kaschak

Decision Number: **ETPS 752**

THAT the minutes of the Windsor Licensing Commission of its meeting held February 26, 2020 **BE RECEIVED**.

Carried.

Report Number: SCM 95/2020

Clerk's File: MB2020

7.3. Minutes of the Windsor Bicycling Committee of its meeting held January 14, 2020

Moved by: Councillor McKenzie
Seconded by: Councillor Kaschak

Decision Number: **ETPS 753**

THAT the minutes of the Windsor Bicycling Committee of its meeting held January 14, 2020 **BE RECEIVED**.

Carried.

Report Number: SCM 85/2020

Clerk's File: MB2020

7.4. Report No. 71 of the Windsor Bicycling Committee - Revised 2020 Windsor Bicycling Committee Terms of Reference and Mandate

Councillor Francis indicates that the Windsor Bicycling Committee is looking to add the term "walking" to their Mandate. He adds that he recalls the Legal Department had concerns in the past when the Windsor Bicycling Committee had requested a name change to the Active Transportation Committee and he suggests that the Legal Department be requested to review the 2020 Windsor Bicycling Committee Terms and Reference and Mandate. The Deputy Clerk provides some historical information related to Councillor Francis's inquiry.

Moved by: Councillor Francis
Seconded by: Councillor McKenzie

Decision Number: **ETPS 754**

THAT in light of a previous request by the Windsor Bicycling Committee for a name change, that the Legal Department **BE REQUESTED** to review the Revised 2020 Windsor Bicycling Committee Terms of Reference and Mandate and to provide a legal opinion on the revisions.

Carried.

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Report Number: SCM 65/2020

Clerk's File: MB2020

7.5. Report No. 72 of the Windsor Bicycling Committee - Capital funding for traffic calming measures

Moved by: Councillor McKenzie

Seconded by: Councillor Kaschak

Decision Number: **ETPS 755**

THAT Report No. 72 of the Windsor Bicycling Committee indicating:

That the investments for traffic calming across the city **BE SUPPORTED**, however, the Windsor Bicycling Committee objects to the proposal as noted in the 2020 Recommended Capital Budget for the City of Windsor that these initiatives be funded through the proposed allocation of \$600,000 and further recommends that the traffic calming measures **BE FUNDED** through the significantly larger allocation for road reconstruction.

BE RECEIVED.

Carried.

Report Number: SCM 86/2020

Clerk's File: MB2020

8. ADMINISTRATIVE ITEMS

8.1. 881 Drouillard Road - Parking Encroachment - Ward 5

Moved by: Councillor Francis

Seconded by: Councillor Costante

Decision Number: **ETPS 756**

THAT the request by the owner of the property at 881 Drouillard Road, identified PLAN 507; LOTS 16 TO 22; PLAN 321; PT LOT 1; PLAN 255; PT CLOSED ALLEY; to permit a parking encroachment into the Edna Street right-of-way, as shown on attached Drawing C-3521, **BE DENIED.**

Carried.

Report Number: S 43/2020

Clerk's File: ST2020

8.2. Parking Agreement with RockTech Solutions Canada - Ward 3

Moved by: Councillor Kaschak

Seconded by: Councillor Costante

Decision Number: **ETPS 757**

THAT the City **ENTER** into an agreement with Rocktech Solutions Canada to provide parking spaces in the City's parking garages and **AUTHORIZE** the City Clerk and the CAO to sign the

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agreement on behalf of the City subject to approval as to technical content by the Executive Director of Operations, financial content by the Chief Financial Officer/City Treasurer and form as to the City Solicitor.

Carried.

Report Number: S 48/2020

Clerk's File: ST/13762

8.3. Fire Stations No. 2 and 5 Project Completion Report

Councillor Francis inquires about the status of the property on Cabana Road. France Isabelle-Tunks, Senior Manager of Engineering/Deputy City Engineer appears via teleconference before the Environment, Transportation and Public Safety Standing Committee regarding the administrative report Fire Stations No. 2 and 5 Project Completion Report and indicates that the property was put up for sale, however, the sale was placed on hold due to the COVID-19 pandemic.

Councillor McKenzie inquires about the sale of the lands and what happens with the funds and he comments that all of the recommended projects may not be completed with the surplus that will be generated. Ms. Tunks indicates that there was a delay in selling Station No. 5 until the new site was ready and operating, now the site is for sale with the funds from the sales used to offset previous expenses.

Councillor McKenzie provides comments regarding the six projects identified and expresses concern that the surplus wouldn't be sufficient to complete these projects and would create a shortfall. Ms. Tunks responds that some of this work has been completed and some of the work involves tracking and doing inspections of the sites over a ten-year period, thus the need to hold funds in a reserve.

Administration provides details related to the reserve fund and indicate that all variances related to any projects undertaken by the City are released as public information.

Moved by: Councillor Francis

Seconded by: Councillor McKenzie

Decision Number: **ETPS 758**

1. THAT the report for completion of Fire Stations No. 2 and 5 **BE RECEIVED** for information; and,
2. THAT City Council **APPROVE** the establishment of a Species At Risk Reserve Fund, pending the sale of the former Fire Hall Station No. 5; and,
3. THAT City Council **APPROVE** the transfer of the total project surplus, following the sale of *1905 Cabana Road West*, to the new Species at Risk Reserve Fund.

Carried.

Report Number: S 209/2018

Clerk's File: SF/11843

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8.4. Preparations for Recycling Transition to Extended Producer Responsibility - City Wide

Councillor Francis inquires about the opportunities to ensure cost savings. Anne Marie Albidone, Manager, Environmental Services appears via teleconference before the Environment, Transportation and Public Safety Standing Committee regarding the administrative report Preparations for Recycling Transition to Extended Producer Responsibility and responds by indicating that there are several details to be worked out in the transition process. She notes she along with the Manager of Windsor Essex Solid Waste Authority are participating in a group that are advocating to the Ministry on behalf of municipalities.

Councillor McKenzie refers to one of the recommendations in the report that provides a date to transition recycling collection to full producer responsibility. Ms. Albidone indicates that at this time there is some speculation based on the current collection contract. Ms. Albidone adds that the two main aspects of recycling include processing and collection. The City of Windsor is in charge of its own collection through Green for Life. The processing is done by the Windsor Essex Solid Waste Authority. The City of Windsor's contract with Green for Life expires on August 27, 2024. Based on current information, it can be determined what the costs will be if the contract is terminated early or if it is extended or terminated on the exact date of the contract. Ms. Albidone notes that the report includes their recommendations at this time and in no way binds Council as there is uncertainty whether municipalities will be able to make the choice. Ms. Albidone indicates that there is a possibility that the Province could decide that they will determine which municipalities transition.

Moved by: Councillor Francis

Seconded by: Councillor Kaschak

Decision Number: **ETPS 759**

THAT Council **ENDORSE** the following resolution:

WHEREAS the amount of single-use plastics leaking into our lakes, rivers, waterways is a growing area of public concern;

WHEREAS reducing the waste we generate and reincorporating valuable resources from our waste stream into new goods can reduce GHGs significantly;

WHEREAS the transition to full producer responsibility for packaging, paper and paper products is critical to reducing waste, improving recycling and driving better economic and environmental outcomes;

WHEREAS the move to a circular economy is a global movement, and that the transition of Blue Box programs would go a long way toward this outcome;

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WHEREAS the City of Windsor is supportive of a timely, seamless and successful transition of Blue Box programs to full financial and operational responsibility by producers of packaging, paper and paper products;

AND WHEREAS the Association of Municipalities of Ontario has requested municipal governments with Blue Box programs to provide an indication of the best date to transition our Blue Box program to full producer responsibility;

THEREFORE BE IT RESOLVED:

THAT given the information available at this time, the City of Windsor intends to transition their Recycling Collection program to full producer responsibility on August 27th, 2024; and,

THAT this decision is based on the fact that this transition date coincides with the expiration of the current Service Agreement for Recycling Collection; and,

THAT the City of Windsor would be interested in providing collection services to Producers should we be able to arrive at mutually agreeable commercial terms; and further,

THAT any questions regarding this resolution can be directed to the Manager, Environmental Services; and further,

THAT the resolution be forwarded to the Association of Municipalities of Ontario (AMO) and the Ontario Ministry of the Environment, Conservation and Parks.

Carried.

Report Number: S 23/2020

Clerk's File: SW2020

8.5. Additional Information - CQ 5/2019 - Implementing Photo Radar - City Wide

Councillor Francis requests that administration provide the cost of implementing photo radar city wide. Shawna Boakes, Senior Manager Traffic Operations & Parking Services appears via teleconference before the Environment, Transportation and Public Safety Standing Committee regarding the administrative report Additional Information – CQ5/2019 – Implementing Red Light Cameras and states from the information gleaned from other municipalities and the fact that photo radar has not been implemented in another municipality, the initial costs are unknown at this time. Ms. Boakes adds that photo radar will only be allowed in community safety zones and school zones.

Councillor McKenzie refers to cost sharing between the City of Windsor and other municipalities that are part of the Provincial Offences Agreement and asks administration for clarification regarding how the resources will be directed. Ms. Boakes notes that if the City of Windsor were the only municipality doing this program, any revenue received would be dispersed as per the current Provincial Offences Agreement.

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Councillor Costante requests clarification related the motion to be adopted if the recommendations in the conclusion were utilized. Administration provides the clarification.

Moved by: Councillor Costante
Seconded by: Councillor McKenzie

Decision Number: **ETPS 760**

THAT Administration **BE REQUESTED** to update the School Neighbourhood Policy to allow for School Zones to be posted without the requirement of the reduced speed limit; and,

THAT Administration **BE REQUESTED** to develop a Policy on how Community Safety Zones are selected and implemented; and,

THAT Administration **BE REQUESTED** to provide an additional report as part of 2021 budget process highlighting the progress of the Automated Speed Enforcement program in other Municipalities, provide budget estimates for Windsor based on preferred locations to implement ASE; and request approval to enter into discussions with the Ministry of Transportation Ontario, the ASE program vendor and the City of Toronto if so directed; and,

THAT Administration **BE REQUESTED** to work with the Provincial Offences Division regarding potential necessary changes to the current Provincial Offences Agreement, and that this information **BE PROVIDED** to City Council as part of the additional report during the 2021 budget deliberations.

Carried.

Councillor Francis voting nay.

Report Number: S 45/2020

Clerk's File: ST/13765

8.6. Additional Information - CQ 5/2019 - Implementing Red Light Cameras - City Wide

Councillor Francis inquires about the cost to implement red light cameras. Shawna Boakes, Senior Manager Traffic Operations & Parking Services, indicates that the first steps are to enter into an agreement with the actual vendor and with the City of Toronto. She adds that through her research of surrounding municipalities the cost is approximately \$52,000 per year per camera.

Councillor Francis asks if there are other options other than the City of Toronto. Ms. Boakes replies that at this time she is not aware of another option and she adds that if the City of Windsor wishes to set up their own processing centre, it would involve a lengthy process with the Ministry of Transportation.

Councillor Francis refers to the report and the approximate 7,300 collisions at an intersection, 50% rear end collisions and asks if the red light cameras can make the situation worse in terms of rear end collisions. Ms. Boakes responds that municipalities using the cameras have reported an increase in rear end collisions.

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Councillor Kaschak expresses concern with the location of the red light cameras which represent the 10 top accident areas. He asks if the location can be moved to a few larger intersections, i.e. Lauzon Parkway and Tecumseh Road or Jefferson and Tecumseh Road. Ms. Boakes indicates that administration reviewed the total number of side impact collisions and rear end collisions and reviewed a potential based on the statistics received from other municipalities to assess what those accidents were and based on that, whether or not accidents at that intersection would increase or decrease. She adds the city must submit a list of the intersections where the red light cameras would be installed to the Ministry of Transportation. In summary, the process for the installation of the red light cameras includes a commitment to the program by City Council, a submission of the location of the cameras to the Ministry, then the Ministry will provide a list of the intersections to the City of Toronto, which enables the city to start negotiating with the vendor in Toronto.

Councillor McKenzie inquires whether there is data to substantiate if the red light cameras cause a change in driving behavior over time. Ms. Boakes responds that the City of Toronto has had the red light cameras installed for a number of years and she adds that most municipalities have seen a decrease in collisions, including rear end collisions; however, the revenue at the intersections will go down as the offenders obey traffic signals.

Councillor McKenzie states if a vehicle goes through a red light, the offence is attributed to the owner of the vehicle. He questions if this has been challenged legally. Ms. Boakes responds that the City of Toronto has reported an increase in the number of offences that are being legally challenged. She indicates she will access more data from their system in order to provide information relating to what the increase has been and what the results are.

Councillor Costante requests clarification on the 5 year cycle. Ms. Boakes provides the details.

Councillor Costante states if we were to enter into year 5, presumably the cost is higher as the cost escalates year over year. If we were to enter into year 1, we could start out with a lower cost. Ms. Boakes indicates this is correct. The vendor will want to recoup all of the costs they get over a longer time period hence the increase for the shorter time period.

Councillor Costante questions if the installation of red light cameras has the potential to either save lives or prevent serious injury. S. Boakes responds affirmatively.

Councillor Costante asks for confirmation that if a driver is halfway through an intersection and the light turns red, they will not be ticketed. Ms. Boakes indicates it is only if they go through the intersection when the light turns red before the soft line that they would be ticketed.

Moved by: Councillor Costante

Seconded by: Councillor McKenzie

THAT the report of the Senior Manager, Traffic Operations & Parking Services dated March 4, 2020 entitled Additional Information - CQ 5/2019 - Implementing Red Light Cameras - City Wide BE RECEIVED for information; and further,

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THAT the installation of the red light cameras **MOVE FORWARD** subject to a future report that identifies costing in a more concrete and detailed manner that looks at data that includes all of the intersections where red light cameras would make the greatest impact in terms of reducing accidents and saving lives, and further, that Administration **BE REQUESTED** to liaise with our partners to review the POA Agreement and make any necessary changes thereto and that the changes **BE PROVIDED** in the final report to come to Council during the budget deliberations.

Councillor Costante requests that his motion **BE WITHDRAWN**.

Moved by: Councillor McKenzie

Seconded by: Councillor Kaschak

Decision Number: **ETPS 761**

THAT Administration **PROCEED** to engage the Ontario government in discussion regarding the implementation of red light cameras in the City of Windsor and utilize the Joint Municipal Processing Centre operated by the City of Toronto; and,

THAT Administration **BE REQUESTED** to issue a letter of intent to the Ministry and to report back with recommended funding options related to the potential one-time implementation costs and other related matters; and,

THAT Administration **APPLY** to the Ministry of Transportation to obtain an amendment to Ontario Regulation 277/99 and be added to the list of designated Municipalities under this program; and,

THAT Administration **ENTER INTO AN AGREEMENT** with both the City of Toronto to use the Joint Municipal Processing Centre and with the vendor approved by the City of Toronto for installation and maintenance of the equipment; and,

THAT Administration **BE REQUESTED** to begin discussions with Local 543 regarding installation and maintenance work and the County to amend the Inter-Municipal Court Services Agreement.

Carried.

Councillor Francis voting nay.

Report Number: S 47/2020

Clerk's File: ST/13765

8.7. Bike Share and Scooter Share Services - City-wide

Councillor Francis advises upon review of the RFP, it states that it should be put out essentially to a vendor or potential vendor that offers both scooters and bikes as opposed to vendors that provide bikes and/or scooters. Jeff Hagan, Transportation Planning Senior Engineer appears via teleconference before the Environment, Transportation and Public Safety Standing Committee regarding the administrative report Bike Share and Scooter Share Services – City Wide and states that the recommendation in the report came from the Active Transportation Master Plan that involved the experience of municipalities, especially in the United States who have had experience

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with scooter programs. Mr. Hagan adds that what they found was that municipalities that had the scooter/bike share services were difficult to sustain.

Councillor Francis indicates there was reference to the U.S. market; however, the U.S. and Canadian markets are completely different. He asks if administration is aware of the number of vendors in Canada or Ontario that have the capability to offer both services. Mr. Hagan indicates he is not certain which vendors operate in Canada.

Moved by: Councillor Francis

Seconded by: Councillor McKenzie

Decision Number: **ETPS 762**

THAT Council **DIRECT** Administration to issue a Request for Proposal for a Bike share and E-scooter operator(s) without precluding any potential vendors at this time in both scooter and bike share programs to provide an opportunity for those who want to apply for the RFP to do so even if they do not provide both bike share and/or scooter share service based on Model #3 in the administrative report allowing for Multiple Operators, which will allow Council the opportunity to choose from and deliver options at the appropriate time after the RFP has been received; and,

THAT the results of the Request for Proposal **BE PRESENTED** to Council; and,

THAT the Chief Administrative Officer and City Clerk **BE AUTHORIZED** to sign an agreement with the successful proponent(s), approved by the City Solicitor as to legal content, the Chief Financial Officer and City Treasurer as to financial content, and the Senior Manager of Transportation Planning as to technical content.

Carried.

Report Number: S 7/2020

Clerk's File: SW/13715

8.8. Temporary Traffic Calming Measures (CQ14-2019 CQ15-2019) - City-wide

Councillor Francis expresses concern with moving forward with this report as full budget implications are not known at this time. Jeff Hagan, Transportation Planning Senior Engineer indicates that their intent is to prepare a traffic calming update for Council in the Fall 2020.

Councillor Kaschak refers to temporary traffic calming measures. Mr. Hagan indicates that the yellow and concrete slabs used in Calgary are curbs that are used as temporary measures until such time that permanent measures can be put in place.

Councillor McKenzie questions if Council and/or the community have an opportunity to bring forward suggestions for locations to implement traffic calming measures. Mr. Hagan indicates that this would be done through the direction of Council and requests that come in through 311.

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Moved by: Councillor Francis

Seconded by: Councillor Costante

Decision Number: **ETPS 763**

THAT the report of the Transportation Planning Senior Engineer and Transportation Planning Coordinator dated March 13, 2020 entitled Temporary Traffic Calming Measures (CQ14-2019 CQ15-2019) - City-wide **BE REFERRED** to the 2021 Budget deliberations; and,

THAT an expedited process for temporary traffic calming measures **BE PROVIDED**; and,

THAT the updated Traffic Calming Policy also **BE PROVIDED** to ensure that City Council has all of the information at the appropriate time in order to make a decision.

Carried.

Report Number: S 58/2020

Clerk's File: ST2020

9. TRANSIT BOARD ITEMS

Moved by: Councillor Francis

Seconded by: Councillor Kaschak

Decision Number: **ETPS 764**

THAT the confidential report of the Deputy City Clerk to confirm and ratify an email poll pertaining to the security of the property of the municipality; matters of a personal nature pertaining to labour relations or employee negotiations as outlined in the confidential report of the Executive Director of Transit Windsor **BE APPROVED**.

Carried.

Clerk's File: MT2020

10. ADOPTION OF TRANSIT BOARD MINUTES

None presented.

11. QUESTION PERIOD

None presented.

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12. ADJOURNMENT

There being no further business, the Environment, Transportation & Public Safety Standing Committee is adjourned at 3:00 o'clock p.m. The next meeting of the Environment, Transportation & Public Safety Standing Committee will be held May 20, 2020.

Carried.

Ward 4 – Councillor Holt
(Chairperson)

Supervisor of Council Services