

**Environment, Transportation & Public Safety Standing Committee Meeting**

Date: Wednesday, May 15, 2019

Time: 4:30 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

**Also present are the following from Administration:**

Mark Winterton, City Engineer

Steve Habrun, Manager Operations

Andrea DeJong, Deputy Fire Chief

Anna Ciacelli, Supervisor of Council Services

**1. CALL TO ORDER**

The Chairperson calls the meeting of the Environment, Transportation & Public Safety Standing Committee to order at 4:30 o'clock p.m.

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

None disclosed.

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### 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 April 17, 2019

Moved by: Councillor Francis  
Seconded by: Councillor Kaschak

THAT the Minutes of the Environment, Transportation & Public Safety Standing Committee meeting (excluding Transit matter items) held April 17, 2019 **BE ADOPTED** as presented.  
Carried.

Moved by: Councillor Francis  
Seconded by: Councillor Kaschak

THAT the Minutes of the Environment, Transportation & Public Safety Standing Committee meeting (Transit matter items only) held April 17, 2019 **BE ADOPTED** as presented.  
Carried.

Report Number: SCM 145/2019

### 4. REQUEST FOR DEFERRALS, REFERRALS OR WITHDRAWALS

None.

### 5. COMMUNICATIONS

None.

### 6. PRESENTATIONS AND DELEGATIONS

See Item 9.2.

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### 7. COMMITTEE MATTERS

None.

### 8. ADMINISTRATIVE ITEMS

None.

### 9. TRANSIT BOARD ITEMS

#### 9.1. The Contributory Pension Plan for Employees of Transit Windsor - Plan Amendment - City Wide

Councillor Francis requests clarification on the need for the amendments. Mark Winterton indicates that there are municipal employees who are retiring or who have recently retired and are not eligible to be on the committee. These retirees have a great deal of knowledge and should be allowed membership and this is necessary as part of the legislative requirements.

Councillor McKenzie inquires as to the unions being consulted. Administration indicates there has been full consultation with the Unions and they are supportive.

Moved by: Councillor McKenzie  
Seconded by: Councillor Kaschak

Decision Number: **ETPS 676**

THAT the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **APPROVE** the recommended amendments to the Contributory Pension Plan for Employees of Transit Windsor as follows:

1. Section 4.02 is amended by the deletion of the following phrase in the first paragraph:  
“provided that he has completed at least two years of Continuous Service at the time”
2. Section 6.01(a) is amended by deleting the following phrase:  
“and had completed at least 2 years of Continuous Service”
3. The second paragraph of Section 7.05 is amended by deleting the following sentence:

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"Where such a Participant is eligible for an immediate pension at termination of employment, the Company may direct that the annual pension be paid quarterly rather than monthly."

4. Section 9.02 is deleted and replaced as follows:

**"9.02 Monthly Pensions**

All pension payments under the Plan will be made monthly equal to one-twelfth (1/12) of the annual pension payable under the Plan. Notwithstanding the foregoing if the Commuted Value of the pension, including any applicable adjustment for Excess Contributions, is less than 20% of the YMPE for the year in which the Member terminates Continuous Service (or such other amount as may be prescribed in the Act), the Member may elect to receive the Commuted Value of the pension in a lump sum, less applicable withholding tax."

5. The following sentence is added to the end of Section 9.03(b):

"In the event the Spouse also dies prior to the expiry of the 60 month guarantee period, the Spouse's Beneficiary will be entitled to receive the remaining guaranteed payments in a lump sum."

6. By deleting the first sentence of Section 11.02 and replacing it as follows:

"When a certified copy of a court order from a court of competent jurisdiction or a valid domestic agreement has been filed with the Company requiring division of a Participant's or former Participant's benefits under the Plan due to a spousal relationship breakdown, such division shall be made in accordance with the order or contract, as determined by the Company and subject to any requirements prescribed under applicable legislation."

7. Section 13.02 is deleted and replaced as follows:

**"13.02 Pension Review Committee**

The Board of Directors shall appoint a Pension Review Committee to be composed of:

- (a) three individuals, as appointed by the Union, selected from Participants who are all members of Local 616 of the Amalgamated Transit Union, and Retired Participants who were former members of Local 616 of the Amalgamated Transit Union; and
- (b) three individuals, as appointed by the Company, selected from Participants and Retired Participants who are not or were not members of Local 616 of the Amalgamated Transit Union; and
- (c) a chairman, who is a Participant, appointed by the Company from a list submitted by the Pension Review Committee,

to whom it will delegate certain functions including the analysis of, the review of and the submission of recommended improvements to the Plan for consideration by the Board of Directors prior to implementation."

Carried.

Report Number: S 83/2019  
Clerk's File: MT2019

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### 9.2. Transit Windsor and Municipality of Leamington Transit Service Agreement - City Wide

#### James Armstrong, resident of Ward 6

James Armstrong, resident of Ward 6 appears before the Environment, Transportation and Public Safety Standing Committee Meeting regarding the administrative report Transit Windsor and Municipality of Leamington Transit Service Agreement and indicates that bus service to the County is long overdue and he would prefer that the service not end at St. Clair College, but be a part of the Transit Windsor city route as well.

Councillor Francis requests clarification that this is a pilot project and it is based on a full cost recovery similar to the LaSalle system. Mark Winterton, City Engineer appears before the Environment, Transportation and Public Safety Standing Committee Meeting regarding the administrative report Transit Windsor and Municipality of Leamington Transit Service Agreement confirms that it is a pilot project, and is full cost recovery and there won't be any additional capital costs to implement the pilot project. Mr. Winterton adds that this will be similar to the LaSalle project and the City routes will not be affected by utilizing this spare bus.

Councillor McKenzie inquires as to the liability. Mr. Winterton indicates that the liability has been factored into the agreement and there is no additional liability to the corporation.

Councillor McKenzie inquires as to the increase in ridership on the Transit Windsor system and whether the current system can handle it. Administration advises that the current system can handle the increased ridership. Overall ridership will continue to be monitored to ensure efficiencies in the system. Mr. Winterton anticipates the increased flexibility will improve ridership. The overall Service Delivery Review project will take into account the LaSalle system as well as the Leamington system.

Councillor Holt inquires about transferability. Administration explains about transferring into the Windsor transit system from the County system at no additional cost to the City. This motion would need to be added to the existing report as the report was already written and submitted when this part of the project was requested and discussed. Details about transferring are provided by administration.

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Moved by: Councillor Kaschak  
Seconded by: Councillor McKenzie

Decision Number: **ETPS 677**

THAT the Environment, Transportation and Public Safety Standing Committee, sitting as the Transit Windsor Board of Directors, and City Council **RECEIVE** for information the update regarding negotiations for transit service with the Municipality of Leamington; and,

THAT Administration **BE AUTHORIZED** to enter into a pilot project agreement (2019 – 2023) with the Municipality of Leamington to provide a transit route that services the Town of Essex, the Town of Kingsville and The Municipality of Leamington with a connection to Transit Windsor services at St. Clair College; and,

THAT the pilot project agreement also **INCLUDE** the following: Administration recommends that Transit Windsor remain consistent with our contracted services; Transit Windsor will accept a transfer from the Leamington route at St. Clair College and allow the rider to seamlessly use the transit service; on the return trip, the rider will pay the fare on the Transit Windsor bus and get to St. Clair College; when the rider boards the bus to Leamington, they will pay the Leamington fare; and,

THAT the Chief Administrative Officer and the City Clerk of the City of Windsor **BE AUTHORIZED** to sign the resulting contract with the Municipality of Leamington, satisfactory in form to the City Solicitor, in financial content to the City Treasurer, and in technical content to the Office of the City Engineer and the Executive Director of Transit Windsor.

Carried.

Report Number: S 84/2019  
Clerk's File: MT2019

### 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 5:01 o'clock p.m. The next meeting of the Environment, Transportation & Public Safety Standing Committee will be held June 19, 2019.



Ward 4 – Councillor Holt  
(Chairperson)



Supervisor of Council Services