

A meeting of the **Public Safety Standing Committee** is held this day commencing at 4:30 o'clock p.m. in Council Chambers there being present the following members:

Councillor Jones (Chair)
Councillor Gignac
Councillor Dilkens
Councillor Maghnieh
Councillor Payne

Also present are the following from Administration:

Helga Reidel, Chief Administrative Officer
George Wilkki, City Solicitor and Corporate Leader Economic Development
and Public Safety
Lee Anne Doyle, Chief Building Official
Rob Vani, Manager of Inspections
Gary Cian, Manager of Policy, Gaming and Licensing/Deputy Licence
Commissioner
Michael Chantler, Supervisor of Licensing/Deputy Licence Commissioner
Agatha Armstrong, Deputy City Clerk

1. **CALL TO ORDER**

The meeting is called to order at 4:25 o'clock p.m.

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

None disclosed.

3. **ADOPTION OF THE MINUTES**

Moved by Councillor Dilkens, seconded by Councillor Gignac,
THAT the minutes of the meeting of the Public Safety Standing Comm*ee held November 16, 2011 **BE ADOPTED** as presented.
Carried.

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

None requested.

5. **COMMUNICATIONS**

None.

6. **PRESENTATIONS AND DELEGATIONS**

Dave Bryans, CEO, Ontario Convenience Stores Association, presentation on the sale and spread of contraband tobacco in the Windsor area

Dave Bryans, CEO, Ontario Convenience Stores Association appears before the committee to provide a brief presentation on contraband tobacco usage in the Windsor area outlining the following; Contraband Tobacco Usage; What is Contraband; Effects of Contraband Tobacco; Contraband Tobacco in Windsor; and a Proposed Motion for Adoption by Windsor City Council (*attached* as Appendix A).

. Salient points of discussion relating to the contraband tobacco and community safety presentation are as follows:

- The City of Windsor has seen a major increase in contraband tobacco usage in 2012
- There have been 5 major busts over the past 3 months totaling more than 260,000 cigarettes
- The proximity of Windsor to the US border, it is an easy "hub" for contraband traders to distribute their product.
- The use of unregulated and untaxed contraband tobacco cigarettes are gaining ground among youth in 2009
- Federal and Provincial governments lose millions in tax revenue.

Moved by Councillor Gignac, seconded by Councillor Dilkens

WHEREAS contraband tobacco has negative public consequences and impacts such as unrestricted youth access to tobacco products, and an increase in criminal activity, and

WHEREAS contraband tobacco products are easily accessible in our community, and

WHEREAS small businesses are sometimes forced to close because of the sale of contraband tobacco, and

WHEREAS small business in our community and government in general stand to benefit from the institution of tougher restrictions on contraband tobacco,

THEREFORE be it resolved that this Committee request the Mayor write a letter to the Ontario Minister of Finance in support of the Ontario Government's most recent Budget commitments to eradicate contraband tobacco through the implementation of additional regulatory, enforcement and other provisions in Bill 186 and amendments to the Tobacco Tax Act. Particularly, in support of measures such as:

-increased fines for those convicted of offenses related to contraband tobacco;

- more authority for law enforcement officials with respect to forfeiture of items seized, and impounding of vehicles and the local retention of the seized and impounded vehicles;
- drawing on the best practices of other jurisdictions and working collaboratively with the Federal Government and other jurisdictions to enhance contraband tobacco control through joint enforcement efforts,

AND that the Provincial Government be encouraged to continue to strengthen their strategies to address the manufacture and supply of contraband tobacco and maintain their commitment to introduce amendments this fall to implement these measures,

AND that surrounding municipalities be made aware of the actions taken by this Council to address the concerns presented by contraband tobacco.

Carried.

7. **COMMITTEE MATTERS**

Report No. 147 of the Windsor Licensing Commission

Moved by Councillor Dilkens, seconded by Councillor Gignac

That Business Licensing Bylaw 395-2004, Schedule P2, Section 4 **BE**

AMENDED by deleting the following:

"(c) Proof of insurance as follows:

- i. public liability in the amount of not less than One Million Dollars (\$2,000,000.00);
11. property damage in the amount of not less than One Million Dollars (\$2,000,000.00)

And replacing it with:

"(c) Proof of General Liability insurance, including but not limited to bodily injury, property damage, and completed operations coverage, in the amount of not less than Two Million Dollars (\$2,000,000.00)"

Carried.

Minutes of the Town and Gown Committee meeting held November 23, 2011

Moved by Councillor Dilkens, seconded by Councillor Maglinieh

That the minutes of the Town and Gown Committee meeting held November 23, 2011 **BE RECEIVED** for information.

Carried.

Minutes of the Windsor Licensing Commission meeting held November 8, 2011

Moved by Councillor Dilkens, seconded by Councillor Maghnieh

That the minutes of the Windsor Licensing Commission meeting held November 8, 2011 **BE RECEIVED** for information.

Carried.

Minutes of the Windsor Licensing Commission meeting held December 21, 2011

Moved by Councillor Dilkens, seconded by Councillor Maghnieh
That the minutes of the Windsor Licensing Commission meeting held
December 21, 2011 **BE RECEIVED** for information.
Carried.

8. **ADMINISTRATIVE ITEMS**

Item 1 **Response to Council Question 43-2011 & 63-2011 and Council Resolution M35-2012 Petition Respecting Utilization of Concrete Barriers (aka Jersey Barriers)**

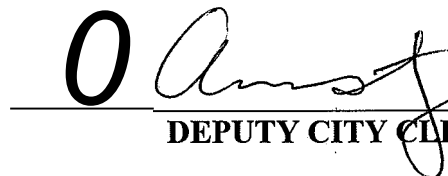
Moved by Councillor Gignac, seconded by Councillor Dilkens
That City Council **RECEIVE** the following report from the Chief Building
Official in response to CQ43-2011, CQ63-2011, and Council Resolution M35-2012
(petition); and further, that Administration does not recommend that any by-laws be
implemented prohibiting the use of concrete barriers to restrict access to vacant
commercial/industrial properties or parking areas, and to take no action to remove the
concrete "jersey barriers" noted in the petition.
Carried.

9. **QUESTION PERIOD**

10. **ADJOURNMENT**

There being no further business the meeting is adjourned at 5:00 o'clock p.m. The
next meeting of the Public Safety Standing Committee will be held May 16, 2012 at
4:30 o'clock p.m. in Council Chambers


CHAIRPERSON


DEPUTY CITY CLERK