

The Corporation of The Town of Parry Sound

Council Meeting Minutes - July 15, 2014

Minutes

Date:

Tuesday, July 15, 2014

Time:

7:00 pm (Closed - 5:30 pm)

Location:

52 Seguin Street - Gibson Street entrance

Members Present:

Mayor J. McGarvey, Clr. P. Borneman, Clr. D. McCauley, Clr. D. Williams,
Clr. K. Saulnier, Clr. B. Horne, Clr. B. Keith

Staff Present:

Dave Thompson, Peter Brown, Lynn Middaugh, Taylor Elgie, Rob Mens, Ann Hurdman,
April McNamara, John Este

The Mayor called the meeting to order at 7:00 p.m. Prior to the Open Meeting of
Council, Council adjourned to a Closed Meeting pursuant to the following resolution:

Resolution 2014 - 144

Moved By Councillor McCauley:

Seconded by Councillor Borneman:

That pursuant to Section 239(2) of the Municipal Act, R.S.O. 2001, Chapter 25, as amended, the Council of the Corporation of the Town of Parry Sound move to a meeting closed to the public in order to address a matter(s) pertaining to:

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- b) personal matters about an identifiable individual, including municipal or local board employees. (**Town staff member**)
- c) a proposed or pending acquisition or disposition of land for municipal or local board purposes. (**Development Proposal**) (**River St**)
- e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board. (**Rezoning- Premium Docks**)

Carried

Item b) was added to the closed agenda before Council adjourned to the closed meeting.

1. Agenda

1.1 Additions to Agenda

1.2 Prioritization of Agenda

9.3.1 Lot Drainage - Isabella / Marion Area

1.3 Adoption of Agenda

Moved by Councillor Saulnier

Seconded by Councillor Borneman

That the July 15th, 2014 Council Meeting Agenda be approved as amended.

Carried

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

Councillor Horne declared a pecuniary interest in Item 9.3.1, property drainage issue, 146 Isabella Street and 47 Marion Street, as the adjacent properties are neighbouring properties affecting his property drainage and left the room during Council deliberation and the vote.

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Councillor Saulnier declared a pecuniary interest in Deputation 5.1 - Parry Sound Tourism, and Item 9.1.5 Rediscovering Canada Television Show as he is part owner of Parry Sound Tourism and left the room for both items during Council deliberation and the vote.

2. Public Meeting

2.1

Moved by Councillor Saulnier

Seconded by Councillor Borneman

That we do now adjourn the regular meeting and declare the public meeting open.

Carried

2.1.1

Council held a public meeting to consider a Proposed Zoning By-law Amendment under Sections 34 of the Planning Act, as amended. After the Mayor adjourned the regular meeting and declared the public meeting open, the CAO advised that notice of the proposed zoning by-law amendment had been given by prepaid first class mail to the property owners within 120 metres of the subject property. A notice was posted on the subject property and a notice was added to the Town's website.

Mr. Elgie advised that the proposed Zoning By-Law amendment would rezone part of lands described as Part of Lot C, Plan 130, or as more particularly described as Parts 5 to 7 Plan 42R11035, west side of Avenue Road, known locally as 2 Avenue Road. The property is proposed to be rezoned to permit one additional dwelling unit. Currently the property is zoned to permit a single detached dwelling, and the applicant wishes to permit a total of two dwellings in the existing structure.

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The Mayor invited those in favour of the proposed Zoning By-law amendment to address Council.

Natalie Griva, the owner spoke in favour of the amendment to allow for her mother & fiance's father to live with them.

The Mayor invited those opposed to the proposed Zoning By-law amendment to address Council.

John Jackson is speaking on behalf of a number of the neighbours. Normally this would be a very minor issue and the Planning Act in future speaks of removing the ability of municipalities to have areas only as R1 (low density). Soon all areas will be able to have accessory uses. This is not what has happened here. This property owner built an apartment in a single family dwelling area. The deceit has been boundless. Don't reward the owner with this amendment. Council needs to hear the neighbours. The correct action for Council to take is to direct their solicitor to take evidence as there has been a complete disrespect of zoning by-law.

Dean Virgo of 5 Avenue Road has questions on what the zoning is to be changed to, a special provision? How was this house allowed to be built in the 1st place? Where is the plot plan with proper set-backs? Construction took place for over a year without a proper permit, is there a record of building inspector inspections? There is a reason for the current R1 zoning? Granting this amendment will set a precedent for future. It is not in compliance now and is having a negative impact on property values. Protect our neighbourhood. He requests a recorded vote when the report is brought back to Council.

Jonathon Shaw & Connie Matthews

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Mr. Shaw - There are few low density R1 neighbourhoods left in Parry Sound and there will be fewer with the changes coming. There are many very unhappy neighbours here at the meeting. There was misrepresentation of the original request for relief from the setbacks. For the past year the house has been used as an apartment. The house is for sale and is advertised as a rental unit. This sets a bad precedent for other areas.

Ms. Matthews - The Town says that enforcement of by-laws is complaint driven, it shouldn't be that way. A municipality should enforce their by-laws.

Brenda Drummond

Ms. Drummond presented [the documents](#) that were circulated to their neighbours while collecting names on the petition. [The petition](#) was also presented to Council for inclusion in the record of this meeting.

She objects to the proposed amendment as is shown by her letter submitted.

Results of petition - 89% of those contacted (25 of 28 properties) were opposed to the amendment and 100% of the Avenue Road residents are opposed. 53 signatures were obtained on the petition with the majority being from within 120 metres of the property requesting rezoning.

R1 or low density properties pay premium prices for their homes and it's understood that Council will protect the neighbourhood. Open & honest intent should be shown from the beginning. Council should proceed according to the law. The applicant has ignored existing zoning & is now requesting change to zoning. Zoning for a duplex is not needed to have family stay with you.

Bob Drummond - 3 Avenue Road

Mr. Drummond provided a bit of background to Council. They bought their house over 25 years ago and there have been many changes over the past year. In the past

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neighbours were concerned about the Town's purchase of the railway building but then zoning was set to allow for office type uses and this has worked out nicely for everyone. The Drummonds have purchased a piece of property between their home & the station and this has been maintained as a natural pristine area. His understanding is that rezoning was recommended to the owner of the property in question on the advice of Town staff - this is a concern to him.

Howard Harris- 8 Avenue Road

He spoke to Council last year about this issue.

Mr. Elgie advised that he had received thirteen (13) pieces of correspondence objecting to the proposed amendment as outlined below.

Summary of letters – Zoning by-law amendment – Z/14/5 (Griva) – July 15, 2014

[Letter 1 – McGinnis](#) – 6 Avenue Road - Letter of objection based upon:

Owner's applied for a single family dwelling, Minor variance (which was for the rear yard setback) noted the dwelling would be 1,200 square feet, Who enforces the zoning by-law? The Official Plan specifically identifies what lands are to be used for multi unit dwellings, and this is not one of those areas, Optics that the Town is trying to sweep everything under the carpet by rezoning this property.

[Letter 2 – Dexter](#) – letter of objection

No rationale stated for objection

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[Letter 3 – Matthews](#) – 4 Avenue Road - Letter of objection based upon:

Bought home for the reason it's in an R1 zone, Minor variance reduced the rear yard setback, and application noted that a 1,100 square foot building was proposed on the subject property, Construction occurred for a year without a building permit, There are drainage issues, no access permit and damaged Town infrastructure during the development's construction, A sanitary sewer was used to handle storm water, The use of the property is a multi unit dwelling, Due to the illegal use being established, now they have to fight with the Town, Amount of time wasted due to this, Parking issues and the amount of spots required, The fact that the owner does not live at the residence, A fire inspection report stating it is not a single family dwelling, A zoning by-law amendment cannot be approved as the existing situation is illegal, The property owner plans to morph the building into something else after this application.

[Letter 4 – Clarke](#) – Letter of objection based upon:

The potential impact upon future decisions, They built due to the designation at the time

[Letter 5 – Heidman](#) – 16 Church Street- Letter of objection based upon:

Units are clearly marked as apartments, Why was approval given to a 56000 square foot structure? The owner is asking for forgiveness rather than permission and knew their ultimate goal all along, Ask the town not to reward bad behaviour, Request compliance with the zoning by-law and official plan.

[Letter 6 – Andrew Thomson](#) – 25 Waubeek Street - Letter of objection based upon:

Bought their property as the area was single detached zoning, They didn't appeal the severance application in the late 80s as they didn't think anything but a small family dwelling could be located, They didn't build as per the minor variance, Now there is a 50

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foot tall monster, They want the zoning bylaw enforced and maintained, Ask not to retroactively approve a zoning violation, There is no pride of ownership in rental accommodations, Can't think of any good planning reasons why this one lot should be an exception to a single detached designation.

[Letter 7 – Boyd](#) – 7 Avenue Road - Letter of objection based upon:

They bought in this neighbourhood as it was single detached, Thought the building was going to be 1,100 square feet, A lack of honesty by the owner should not be rewarded, Ask if there is a process to determine that the current application for rezoning for a duplex is reflective of the current use, Worried about the message to developers that they can build what they wish in Parry Sound and get approvals afterwards.

[Letter 8 – Harris](#) – 9 Avenue road - Letter of objection based upon:

Similar comments in regards to the minor variance application, Construction occurred for 1 year without a building permit, Building permit was issued for a single detached dwelling, Appears there are two kitchens, The approval of this application will set a precedence of eroding the R1 zone, Upset the Town entertains a request to rezone the property when there is no intention to change the permitted uses in any of the remaining R1 zones.

[Letter 9 – Drummond](#) - - Letter of objection based upon:

Front yard is crushed rock and is used for parking, Inadequate parking, Conflicting information on the application (ie: frontage, total floor area), Missing information on the application, Disagree with reason for rezoning, There are no sidewalks, The proposal does not conform with the Official Plan, This is not in the public interest, Does not meet the character of the area, Zoning By-laws should be maintained, The precedence this

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sets, Compatibility issues, Not meeting the criteria for intensification and infilling, There are steep slopes present and erosion hazards, Affordable housing initiatives do not apply, They paid a premium for the right to a Low Density Zone, and they want it protected, They should have sought permission first for this but applied afterwards, They would prefer to attract professionals and retired people as well as young families, They have the absolute right to choose what type of neighbourhood they choose to live in and Council/staff should not be allowed to change the character of a street if the majority of neighbours object.

[Letter 10 – Brunatti](#) – 20 Waubeek Street - Letter of objection based upon:

This proposal is making fun of the rules in the zoning by-law, as it resembles scheming, Opposed to a multi unit dwelling, Feel it is similar to the aerodrome in Muskoka and multi unit dwellings disguised as singles in Brampton, A multi unit dwelling should have been applied for in an area more suitable and where legal.

[Letter 11 – Houser](#) - - Letter of objection based upon:

If the zoning was proposed prior to construction it would have been universally opposed, The approval of this application would be rewarding deceit, dishonesty and duplicity, Hope the motivation to recommend approval of the rezoning is not financially based

[Letter 12 – Douglas](#) - Letter of objection based upon:

Douglas' have first-hand knowledge this is a multi-unit dwelling with at least 4 complete apartments, In their opinion, whatever the owner is promising in the future is completely compromised by past actions and their request should be denied.

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[Letter 13- Cousins](#) - Letter of objection based upon:

Initial permit was for single family dwelling for 1100 square foot building, There are at least 2 units in there and don't agree that the owners are asking for forgiveness, This is not affordable housing, Is the structure being appropriately taxed for its current use? Doesn't agree that an owner is able to break rules then apply for a rezoning, This development affects their property taxes, the traffic level and wear and tear on a street.

[Letter 14 - Shaw](#) - Letter of objection based upon:

Few low density neighbourhoods left in Parry Sound, older, established neighbourhoods should be protected, this project poorly handled fiasco since it began. Original request was for 1100 sq. ft dwelling, then 4300 sq. ft, 5 storey building allowed without a building permit being issued for 10 months. The building already in direct contravention of the town by-laws, rented out to multiple people/families. Owner clearly intended all along to have a duplex/apartment built & blatantly disregarded the rules. Attempts have been made in past 10 months to sell the building with real estate as rental property with multiple units. House not her primary residence. The Town must abide by its by-laws and not allow circumvention of the procedures and policies in place.

[Letter 15 - Virgo](#) - Letter of objection based upon:

What would the zoning be changed to? How was this building allowed to be built in the 1st place without a proper building permit, plot plan, set backs etc. before building began? How could the building change from 1100 sq. ft to the massive building it is now? Who of all the staff at the Town is looking after our interest and ensuring municipal documents are enforced? Was there ever a request for a larger building? What is the Planner's recommendation?

The Mayor advised that Council may at its discretion approve the zoning by-law amendment. If they should do this then notice of passage of the by-law would be provided by circulation of such notice or by advertising in the local newspaper. Any

objections to the proposed zoning by-law must be received by the Clerk within 20 days of the date that notice was given. Any objections would be forwarded to the Ontario Municipal Board. The Mayor further advised that if an appeal is submitted and the appellant has not provided Council with an oral or written submission before the passing of the by-law, then the Ontario Municipal Board may choose to dismiss the appeal.

2.2

Moved by Councillor Keith

Seconded by Councillor McCauley

That we do declare the public meeting closed and the regular meeting reconvened.

Carried

3. Minutes and Matters Arising From Minutes

3.1 Adoption of Minutes

Moved by Councillor Horne

Seconded by Councillor Saulnier

That the minutes of the July 2nd, 2014 Regular Council meeting be approved as circulated.

Carried

3.2 Questions of Staff

3.2.1

Councillor Keith had a question for Mr. Brown

She has received inquiries concerning Carol Court with questions on grass cutting by students where homeowners could be doing it themselves.

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Mr. Brown replied that grass cutting is prioritized with The Link being 1st priority and then other areas. In the Carol Court area there is a ditch which is important to keep clear. If a resident has already cut in front of their place the students would move on to the next uncut area. Students are overseen by a supervisor and the manager of operations. Grass is cut to a specific standard. He will go and look at the area.

3.2.2

Councillor McCauley had a question for Mr. Brown concerning the delays with the 2 street construction projects - Forest St. and Wakefield/Dufferin.

Mr. Brown replied that for the Wakefield/Dufferin job there was a gas line that had to be relocated, this work should be finished by end of this week then the contractor will move in to begin the job.

The Forest St. job has had a delay due to requiring Ministry of Environment approval concerning storm water. The Certificate of Approval (CofA) needs to be received before shovels can go in the ground. Work should begin by the 1st of August pending receipt of the C of A.

4. Correspondence

4.1 AMO Watch file - June 26, 2014

Re: Weekly communication - Ontario municipal priorities regarding Provincial & Federal governments

4.2 AMO Watch file - July 3, 2014

Re: Weekly communication - Ontario municipal priorities regarding Provincial & Federal governments

4.3 Debbie Dudas

Re: Thank you for Canada Day fireworks

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4.4 Robert & Brenda Drummond

Re: Opposing zoning by-law amendment 2 Avenue Rd Z/14/5 Griva

4.5 Jim & Linda Douglas

Re: Opposing zoning by-law amendment 2 Avenue Rd Z/14/5 Griva

4.6 Howard Harris

Re: Opposing zoning by-law amendment 2 Avenue Rd Z/14/5 Griva

4.7 John Jacklin

Re: Drainage problem 146 Isabella Street

4.8 Mike Healey

Re: Marion / Isabella Street drainage

4.9 Don Dudek

Re: 34 Seguin Street - Change of Use - Parking Agreement

4.10 D. Andrew Thomson & Sandra Thomson

Re: Opposing zoning by-law amendment 2 Avenue Rd Z/14/5 Griva

4.11 Margaret & Bill Boyd

Re: Opposing zoning by-law amendment 2 Avenue Rd Z/14/5 Griva

4.12 John Jacklin

Re: Opposing Consent Application B20/2014(PS) Proposed right of way - 47
Marion

4.13 Jan & Pat Clarke

Re: Opposing proposed zoning by-law amendment 2 Avenue Road Z/14/5 Griva

4.14 Laura Heidman

Re: Opposing proposed zoning by-law amendment 2 Avenue Road Z/14/5 Griva

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4.15 Darrell Dexter

Re: Opposing proposed zoning by-law amendment 2 Avenue Road Z/14/5 Griva

4.16 Ed & Connie Matthews

Re: Opposing proposed zoning by-law amendment 2 Avenue Road Z/14/5 Griva

04.17 James & Ronda Cousins

Re: Opposing proposed zoning by-law amendment 2 Avenue Road Z/14/5 Griva

5. Deputations

5.1 Lois Barron-Ralph, Parry Sound Tourism

Providing clarification and answering Council's questions from their deputation at the last meeting.

The Rediscovering Canada Television Show would be funded directly by Towns and Townships. Parry Sound Tourism would broker and facilitate with the company.

73 cents per dollar spent in Parry Sound are tourism dollars. Due to tight timeframes they are looking towards a show in 2015 so the town can budget for this in advance.

When presented in other countries the translations are done via sub-titles. Ms. Barron-Ralph will report back to Council on how many different languages may be sub-titled.

5.2 John Jacklin, 146 Isabella Street

Asked Council if any members had questions of him concerning his objection to B20/2014(PS) proposed right of way - 47 Marion.

Mayor McGarvey replied that Council has not received notice of this yet.

6. Mayor & Councillors' Reports

Mayor and Councillors gave their reports on meetings attended and matters arising.

7. Ratification of Matters From Closed Agenda

8. Consent Agenda

9. Resolutions and Direction To Staff

9.1 Development and Leisure Services

9.1.1 Health & Safety Policy

Spokesperson: John Este, Joint Health & Safety Co-chair

Resolution 2014 - 145

Moved by Councillor Williams

Seconded by Councillor McCauley

That Whereas The Occupational Health and Safety Act requires that organizations review their health and safety policy annually, and;

Whereas the Town's health & safety policy manual is under regular review by the Joint Health and Safety Committee (JHSC),

And Whereas Council is aware of its role as the directing mind regarding Health and Safety of its employees,

Now Therefore Council directs that the health and safety statement attached be executed by the corporate officers and distributed to all holders of the health & safety policy manual, and that it be posted on all corporate safety bulletin boards.

Carried

9.1.2 2015 PanAm Games: Memorandum of Understanding for Torch Relay & Community Celebration

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Spokesperson: April McNamara, Leisure Services Coordinator

Resolution 2014 - 146

Moved by Councillor McCauley

Seconded by Councillor Borneman

That Council approve the Memorandum of Understanding with the Toronto Organizing Committee for the 2015 Pan American and Parapan American Games, attached as Schedule "A", for the Torch Relay and Community Celebration to take place in the Town of Parry Sound in the summer of 2015.

Carried

9.1.3 Request for Cash in Lieu of Parking Agreement - 34 Seguin Street

Spokesperson: Taylor Elgie, Planner

Resolution 2014 - 147

Moved by Councillor Borneman

Seconded by Councillor McCauley

That the request to reduce the cash in lieu fee from \$4,958 to \$1,741 for each of the three spaces be denied.

Resolution 2014 - 147A

Moved by Councillor McCauley

Seconded by Councillor Borneman

That the above item be "laid on the table" to allow Council to discuss the cash in lieu policy.

Carried

The following resolution was proposed:

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Resolution 2014 - 147B

Moved by Councillor Williams

Seconded by Councillor Keith

That as is allowed in the cash in lieu for parking policy Council may adjust the cash in lieu parking fee to \$1,741.00.

Defeated

The following item was brought back to the table:

Resolution 2014 - 147

Moved by Councillor Borneman

Seconded by Councillor McCauley

That the request to reduce the cash in lieu fee from \$4,958 to \$1,741 for each of the three spaces be denied.

Carried

By-law 2014 - 6456

Being a By-law to authorize the execution of a cash in lieu of parking agreement between 34 Seguin Street (Don Dudek) and The Corporation of the Town of Parry Sound.

Read a **First** time this 15th day of July 2014.

The following amendment to the by-law was proposed:

Moved by Councillor McCauley

Seconded by Councillor Keith

2. That further to a pending review of the policies and procedures concerning parking in lieu and rates, any benefits as a result of the review would be realized by any owner/applicant subsequent to this date.

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Carried

Read a **Second** and **Third** time, **Passed, Signed** and **Sealed**, this 15th day of July, 2014.

The following Direction was proposed:

Direction Approved (For Direct Staff Follow-Up):

That staff be directed to review the cash in lieu of parking policy.

Carried

9.1.4 Downtown Business Association - Downtown Consumer and Market Study

Spokesperson: Lynn Middaugh, Director, Development & Leisure Services

Resolution 2014 - 148

Moved by Councillor McCauley

Seconded by Councillor Williams

Whereas the Downtown Business Association (DBA) and the Town of Parry Sound are working collaboratively on a Downtown Consumer and Market Study, and

Whereas on behalf of the DBA, the Town has made application to and received funding from the Northern Ontario Heritage Fund and FedNor for this study; and

Whereas the payment schedule for this project includes paying the consultant prior to receiving the funding from FedNor and NOHFC; and

Whereas the DBA has asked the Town to pay the consultant's invoices. The Town will be reimbursed through the final claim process from FedNor, NOHFC and the DBA:

Now Therefore, Council supports the DBA's request to pay the Consumer and Market Study consultant's invoices with full reimbursement coming from the DBA, FedNor and NOHFC.

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Carried

9.1.5 Rediscovering Canada Television Show

Spokesperson: Councillor Bonnie Keith

The following direction was proposed:

Direction Approved (For Direct Staff Follow-Up):

That Staff advise Parry Sound Tourism that we want to work with them and partner with them on an ongoing basis and;

That staff request, on behalf of Council, that Parry Sound Tourism attend the next meeting of REDAC, in September, to present their ideas.

9.2 Emergency and Protective Services

9.2.1 Tender - Fire Hall Retaining Wall

Spokesperson: Dave Thompson, Director Emergency & Protective Services

Resolution 2014 - 149

Moved by Councillor Keith

Seconded by Councillor Horne

That upon the recommendation by Tulloch , Council award the tender to Fowler Construction Company Limited in the amount of TWO HUNDRED FORTY TWO THOUSAND, SEVEN HUNDRED EIGHTY FIVE DOLLARS AND SEVENTY SIX CENTS (\$242,785.76) taxes included, for the repair of the retaining wall located on the rear of the Fire Hall property adjacent to the Anglican Church, this being the lowest tender of two (2) tenders received and further,

That Council approve the transfer of capital funds in the amount of \$3,636.09, from the Aerial Truck project account to cover the short-fall.

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Carried

9.3 Administration

9.3.1 Lot Drainage - Isabella / Marion Area

Spokesperson: Rob Mens, CAO and Peter Brown, Director of Public Works

The following direction was postponed July 2nd, 2014:

That Council direct staff to acquire estimates from various contractors to dig up and expose the existing culvert, add a ditch inlet catch basin and lead to the existing culvert; and further the contractor provide a price to reline the existing culvert, from the corner of Isabella and Kristen Heights down to the location where the newer culvert was replaced; And further that Town staff be authorized to hire the lowest bidder to complete the work. And that there be a 50/50 cost sharing between Healey and the Town.

Withdrawn

Resolution 2014 - 150

Moved by Councillor Keith

Seconded by Councillor Saulnier

That pursuant to Council's January 21st, 2014 Direction, lot drainage issues in the Kristen Heights / Marion St. area be considered a civil matter between property owners.

Defeated

Resolution 2014 - 151

Moved by Councillor Saulnier

Seconded by Councillor Keith

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That given that the Isabella / Marion existing Town culvert is likely approaching the end of its life cycle, Council direct staff to acquire estimates from various contractors to dig up and expose the existing culvert, add a ditch inlet catch basin and lead to the existing culvert; and further the contractor provide a price to reline the existing culvert, from the corner of Isabella and Kristen Heights down to the location where the newer culvert exists;

And further that Town staff be authorized to hire the lowest bidder to complete the work.

Carried

9.4 Finance and POA Court Services

9.5 Public Works

9.5.1.Tender - Monument Restoration - Hillcrest Cemetery

Spokesperson: Peter Brown, Director of Public Works

Resolution 2014 - 152

Moved by Councillor Saulnier

Seconded by Councillor Keith

That Council award the tender to Sanderson Monument Co. Ltd. in the amount of Thirty-Eight Thousand, One Hundred and Eleven Dollars And Fifty-One Cents (\$38,111.51) taxes included, for the repair and restoration of monuments at Hillcrest Cemetery, this being the lowest tender of four (4) tenders received.

Carried

9.5.2 Tender - Ice Resurfacer

Spokesperson: Peter Brown, Director of Public Works

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Resolution 2014 - 153

Moved by Councillor Saulnier

Seconded by Councillor Keith

That Council accept the tender from Resurface Corp. for one (1) new 2014 Ice Resurfacing Unit, in the amount of Seventy-Nine Thousand Dollars, Nine Hundred And Ninety Dollars (\$79,990.00), plus tax, this being the tender that meets the specifications of the two (2) tenders received.

Carried

9.6 Other Business

10. By-laws

10.1 Development and Leisure Services

10.1.1 Contract Agreement - Stockey Centre Roof

Spokesperson: Lynn Middaugh, Director, Development & Leisure Services

By-law 2014 - 6457

Being a By-law to authorize the execution of a Contract Agreement between Bradanick Construction Services Inc. and the Corporation of the Town of Parry Sound for remedial repairs to the Stockey Centre/Bobby Orr Hall of Fame roof.

Read a **First**, **Second** and **Third** time, **Passed**, **Signed** and **Sealed**, this 15th day of July, 2014.

Resolution 2014 - 154

Moved by Councillor Saulnier

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Seconded by Councillor Horne

That Council grant Bradanick Construction Services Inc., the firm awarded the tender for the Stockey Centre remedial roof repairs, an exemption from By-Law 2009-5301, a by-law to prohibit and regulate noise within the municipality, and specifically an exemption from Schedule "B" - Prohibition by Time, to allow Bradanick Construction Services Inc. to work on Sundays and Statutory Holidays (not prior to 9am), at the discretion of and as approved by the Director Development and Leisure Services.

Carried

10.1.2 Town's withdrawal from Memorandum of Understanding (MOU) with DDMJ Construction

Spokesperson: Taylor Elgie, Planner

By-law 2014 - 6458

Being a By-law to repeal By-law 2013-6283, a By-law which authorized the execution of a Memorandum of Understanding between the Corporation of the Town of Parry Sound and DDMJ Construction.

Read a **First**, **Second** and **Third** time, **Passed**, **Signed** and **Sealed**, this 15th day of July, 2014.

The following motion was proposed:

Moved by Councillor Saulnier

Seconded by Councillor Borneman

That the July 15th, 2014 Council Meeting time be extended until all agenda business is completed.

Carried

Direction (For Direct Staff Follow-Up):

That staff refer the use of the wharf and Town-owned land/waterlot to the Waterfront Advisory Committee in order to establish the highest and best use of the properties.

The following amendment to the Direction was proposed:

To remove *establish* and add *make recommendation to council regarding*

Direction Approved (For Direct Staff Follow-Up):

That staff refer the use of the wharf and Town-owned land/waterlot to the Waterfront Advisory Committee in order to make recommendation to Council regarding the highest and best use of the properties.

Carried

10.2 Emergency and Protective Services

10.3 Administration

10.4 Finance and POA Court Services

10.5 Public Works

10.6 Other Business

10.6.1 Confirming By-law

By-law 2014 - 6459

Being a By-law to confirm the proceedings of Council.

Read a **First, Second** and **Third** time, **Passed, Signed** and **Sealed**, this 15th day of July, 2014.

11. Adjournment

The Mayor adjourned the meeting at 10:05 p.m.

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Mayor

Clerk

Personal Information collected in *Section 2. Public Meeting, Section 4. Correspondence and/or Section 5. Deputations* is collected under the authority of the *Municipal Freedom of Information and Protection of Privacy Act (MFIPPA), Section 21. (1) c* and will be used to create a record available to the general public.