

The Corporation of the Town of Parry Sound

Council Meeting Minutes March 1, 2016

Minutes

Date:

March 1, 2016

Time:

7:00 (6:30 p.m. - Closed)

Convened 7:05

Location:

52 Seguin Street, Parry Sound, Ontario - Access off Gibson Street

Members Present:

Mayor J. McGarvey, Clr. D. McCann, Clr. P. Borneman, Clr. J. Marshall,

Clr. K. Saulnier, Clr. B. Horne, Clr. B. Keith

Staff Present:

L. Middaugh, D. Thompson, P. Brown, T. Pinn, R. Mens, T. Elgie, C. Ward, A. Hurdman

Presentations:

None

Resolution 2016 - 032

Moved by Councillor Saulnier

Seconded by Councillor Horne

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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:

- a) the security of property of the municipality or local board. **(Local Board)**
- b) personal matters about an identifiable individual, including municipal or local board employees. **(Local Board)**

Carried

1. Agenda

1.1 Additions to Agenda/Notice of Motion

1.2 Prioritization of Agenda

1.3 Adoption of Agenda

Moved by Councillor McCann

Seconded by Councillor Saulnier

That the Council agenda for March 1, 2016 be approved as circulated.

Carried

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

Mayor McGarvey declared a pecuniary interest in item 9.2.2 and left the Council Chambers during discussion and voting.

2. Public Meeting

2.1

Moved by Councillor Marshall

Seconded by Councillor McCann

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

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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/Deputy Clerk 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 property and a notice was added to the Town's website

Mr. Elgie advised that the proposed Zoning By-Law amendment would rezone the Residential First Density (R1) zone at 13 Georgina Street to permit a semi-detached dwelling in the existing structure.

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

Dan Kerr the owner of the property spoke in favour, he has had the house on the market for some time and feels that this would be a good fit for the property.

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

Terry McNabb of 20 Georgina spoke in opposition of the rezoning and has 3 letters from neighbours who are in opposition or need more information before rezoning is passed. The letters were given to Mr. Elgie.

The Mayor asked if any correspondence had been received in regard to this matter.

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Mr. Elgie advised that he had received 4 pieces of correspondence in opposition including the 3 provided by Mr. McNabb.

John & Susan Kerr, 11 Georgina

Terry McNabb, 20 Georgina

Marion West, 18 Georgina

Cheryl Hunter, 15 Georgina

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 McCann

Seconded by Councillor Borneman

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

Carried

3. Minutes and Matters Arising from Minutes

3.1 Adoption of Minutes

Moved by Councillor Keith

Seconded by Councillor Marshall

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That the Minutes from the Council meeting held February 16, 2016 be approved as circulated.

Carried

3.2 Questions of Staff

Clr Keith asked Mr. Brown about the weather and how he feels the staff have been doing with road & sidewalk services. Mr. Brown replied that there have been some breakdowns with trackless machines. The new plow was delivered and wasn't working properly, was returned and repaired. Staff have been doing an excellent job keeping the streets and sidewalks clear and have been able to do some snow removal themselves.

Clr. Keith asked Mr. Brown about the salt pile as it is still fairly large, where are we financially? Mr. Brown answered that the salt pile in the shed is actually the 4th load so far this year, as stock is depleted staff go for more and haven't reached budget yet.

4. Correspondence

4.1 Gary McNabb, G & B McNabb Lumber Company Limited

Re: Water billing concern

(Circulated to Mayor and Council and forwarded to the Director of Finance for follow-up)

4.2 Louise Ramsay and Neil Douglas Hammell

Re: Comments about removing fluoride from the water and a thank you to Mayor and Council their continued hard work and dedication. - Response attached.

(Circulated to Mayor and Council, forwarded to Clerk for follow-up-Response Attached)

4.3 AMO Watch File - February 11 & 18, 2016

Re: Municipal Industry News

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(Circulated to Mayor and Council, forwarded to Clerk for attachment to the e-agenda)

4.4 Gord Zulak, McKellar resident

Re: Disposition of Area Financial Allocations - Response attached.

(Circulated to Mayor and Council and forwarded to the Director of Finance for follow-up-Response attached)

5. Deputations

5.1 Anne Bossart, resident

10 mins.

Re: Update on the activities on Tower Hill.

Ms. Bossart provided a slideshow of some of the progress made in the gardens and highlights of the activities undertaken. Over the past 4 years the group has averaged over 500 volunteer hours per year. This year the gardeners would like to:

Create a lookout spot at ground level with seating for those who cannot climb the tower and provide seating in shady spots throughout.

Provide signage to inform visitors about the plants and tell the history of the garden.

Purchase and install a replica of the original fountain.

Create a wildlife habitat demonstration garden and outdoor classroom.

Install a replica of the original policeman.

Create the Peter McEwen woodland garden and trails which would join up with the waterfront trail.

2015 projects included:

The lilac walk around the base of the tower including the Slater lilacs.

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The removal on site of "Dana's" Daylilies and their planting in the gardens.

Garden Days on June 20th and Winter Solstice on December 20th

5.2 Daryl McMurray, Chair of the DBA

10 mins.

Re: An update on the Downtown Sustainability initiative.

Mr. McMurray comes this evening wearing 3 hats: that of a commercial business owner in the downtown, chair of the Downtown Business Association and as a member of the Downtown Task Force charged with not only identifying the issues and obstacles that our downtown faces, and in a much broader scope as a core in a much larger community that extends beyond town boundaries, but to initiate a plan to overcome them.

The group has been meeting bi-weekly, and recently weekly at the members' request, to determine obstacles to success and to identify possibilities of what the Downtown could be. The Task Force is working toward specific actions and asking questions. Some have raised more questions while others have provided some obvious but important answers. To have lasting success our community needs to be engaged.

In light of the need to engage community, the members of the Downtown Task Force will be joining members of the DBA for an open discussion with the public at the DBA Annual General Meeting on April 6th. Also, the group is actively perusing funding sources to hire an individual full time to take this initiative to the implementation phase and to ensure it continues to exist beyond this team's final report and recommendation that will come to Council in May.

6. Mayor & Councillors' Reports

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

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7. Ratification of Matters from Closed Agenda

8. Consent Agenda

8.1 Ontario Small Urban Municipalities (OSUM) - Nomination for the Executive Committee for the 2016-2018 term.

Resolution 2016 - 033

Moved by Councillor Keith

Seconded by Councillor Horne

That Mayor McGarvey be nominated to the Ontario Small Urban Municipalities (OSUM) Executive Committee for the term 2016-2018.

Carried

8.2 Royal Canadian Legion Ontario Command - Military Service Recognition Book

Resolution 2016 - 034

Moved by Councillor Keith

Seconded by Councillor Saulnier

That Council support the request from the Royal Canadian Legion - Ontario Command to purchase ad space in their annual Military Service Recognition Book; and

That Council approve the purchase of a 1/4 page, full colour ad at a price of \$545.00, including tax, per the attached Schedule "A".

Carried

8.3 Long Term Care Funding Support

Resolution 2016 - 035

Moved by Councillor Borneman

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Seconded by Councillor Marshall

Whereas the Manitoulin Centennial Manor passed a resolution regarding the lack of long term care funding from the province and circulated it to all municipalities and First Nations on Manitoulin Island; and

Whereas Belvedere Heights CEO provided an excerpt from the Manitoulin Centennial Manor newsletter which highlights the need for better Long Term Care Funding from the province; and

Whereas the Town of Northeastern Manitoulin and the Islands circulated their support of this resolution to, among others, the Town of Parry Sound;

Therefore, Be It Resolved that the Council of the Corporation of the Town of Parry Sound supports the following resolution of the Manitoulin Centennial Manor and will forward a copy of this resolution on to the Minister of Health, Dr. Eris Hoskins, MPP Norm Miller, MPP Michael Mantha; the Town of Northeastern Manitoulin and the Islands, Shawanaga First Nation, Wasauksing First Nation and the West Parry Sound Municipalities and the District of Parry Sound Municipal Association for support:

Whereas funding requests from member municipalities was frozen from 2010-2011 resulting in a zero growth budget;

And Whereas funding increases from the Ministry of Health and Long Term Care has been increased but not kept pace with increases in costs to Long Term Care Facilities including staff salaries and benefits;

And Whereas Long Term Care facilities are one of the most important aspects of eldercare in the Province's care scheme;

And Whereas capital renewal funding needs to be provided to ensure facility standards are maintained;

And Whereas additional funding is required by the LTC's to meet increased costs for Behavioral Services Ontario (BSO) to better manage dementia and mental health care;

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And Whereas funding has not been provided to provide Alternate Care for complex health conditions requiring specialized staff and equipment such as IV therapy or tube feeding especially in smaller facilities;

And Whereas attracting and maintaining adequate staff requires recognition of the partnerships that exist between the L TC' s and the health sector;

And Whereas fundraising campaigns have not met the needs of the Manitoulin Centennial Manor in its efforts to maintain superior care for its residents;

Be it resolved that the Board request its member municipalities support a request to the Province to increase funding to Long Term Care Facilities in keeping with the foregoing;

And Further that this request be forwarded to the Manitoulin Municipal Association for whatever action they deem necessary.

Carried

9. Resolutions and Direction to Staff

9.1 Public Works

9.2 Development and Leisure Services

9.2.1 Town Dock Gazebo

Lynn Middaugh, Director of Development and Leisure Services

Resolution 2016 - 036

Moved by Councillor Marshall

Seconded by Councillor Borneman

That upon the recommendation of the Waterfront Development Advisory Committee, Council support in principle the proposal received from Cedarland Homes Ltd. for a Town Dock gazebo; and

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That Council direct the Waterfront Development Advisory Committee to discuss design of the gazebo with Cedarland Homes Ltd. with a recommendation to come forward to the March 15, 2016 Council meeting.

Carried

9.2.2 Visitor Information Centre - Stockey Centre

Lynn Middaugh, Director of Development and Leisure Services

Resolution 2016 - 037

Moved by Councillor Horne

Seconded by Councillor Keith

That Council include the delivery of Visitors' Information Centre (VIC) services as a core service of the Department of Development and Leisure Services; and

That the VIC be operated from the Charles W. Stockey Centre for the Performing Arts and Bobby Orr Hall of Fame, commencing May 1, 2016; and

That staff provide Council with a quarterly report on VIC operations for the first year of operations.

The following amendment was proposed:

Moved by Councillor Keith

Seconded by Councillor Borneman

In the last paragraph "That staff provide Council with a quarterly report on VIC operations for the first year of operations and thereafter report annually."

Resolution 2016 - 037

Moved by Councillor Horne

Seconded by Councillor Keith

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That Council include the delivery of Visitors' Information Centre (VIC) services as a core service of the Department of Development and Leisure Services; and

That the VIC be operated from the Charles W. Stockey Centre for the Performing Arts and Bobby Orr Hall of Fame, commencing May 1, 2016; and

That staff provide Council with a quarterly report on VIC operations for the first year of operations and thereafter report annually.

Carried as Amended

9.3 Emergency and Protective Services

9.4 Administration

9.5 Finance and POA Court Services

9.5.1 Exemption from Property Taxes for Non-Profit Long-term Care Facilities

Spokesperson: Trevor Pinn, Director of finance and POA Court Services

Resolution 2016 - 038

Moved by Councillor Marshall

Seconded by Councillor McCann

Whereas the Assessment Act, RSO 1990, c A.31 S.3 (1) states that all real property in Ontario is liable to assessment and taxation, subject to the specified exemptions from taxation; and

Whereas S.3 (1) paragraph 7.2 indicates that land used as a non-profit long-term care home, is exempt if certain conditions are met; and

Whereas the conditions for exemption were released on December 18, 2015 effective January 1, 2016; and

Whereas this short time frame, in the middle of the preparation of the municipal budget has resulted significant loss of revenue to the Town from property taxes; and

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Whereas the Province paid for 85% of the property taxes for these facilities and therefore the exemption is in essence a download to the municipalities; and

Whereas the impact of this lost revenue to the Town is approximately \$230,000 which approximates an additional 2% tax rate on the general tax rate; and

Whereas these properties do not meet the definition of a Public Hospital under the Public Hospitals Act and therefore are not required to pay the "Heads and Beds" tax that publicly funded hospitals pay to the municipality; and

Whereas the Province of Ontario has not updated the "Heads and Beds" rate since 1987;

Now be it resolved that the Council for the Corporation of the Town of Parry Sound requests that the Province of Ontario require that Non-Profit Long-Term Care Facilities pay the "Heads and Beds" tax similar to publicly funded hospitals; and

Further that the Province of Ontario increase the current "Heads and Beds" rate to reflect inflation from 1987 and index the rate so that it is reflective of current value; and

Further that the Province commit to providing 12 months notice on changes in regulations that impact the revenue generation for municipalities; and

Further that a copy of this resolution be sent to the Premier of Ontario, the Ontario Ministry of Finance, Ministry of Municipal Affairs and Housing, the Ministry of Health and Long-Term Care, the Association of Municipalities of Ontario (AMO), the Federation of Northern Municipalities (FONOM), the Northwestern Ontario Municipal Association (NOMA), the Ontario Small Urban Municipalities (OSUM), MPP Norm Miller, the City of Toronto, the Municipal Finance Officers Association of Ontario (MFOA), the Ontario Municipal Taxation and Revenue Association (OMTRA).

The following amendment was proposed:

Moved by Councillor Horne

Seconded by Councillor McCann

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To also send to the Northeast LIN

Resolution 2016 - 038

Moved by Councillor Marshall

Seconded by Councillor McCann

Whereas the Assessment Act, RSO 1990, c A.31 S.3 (1) states that all real property in Ontario is liable to assessment and taxation, subject to the specified exemptions from taxation; and

Whereas S.3 (1) paragraph 7.2 indicates that land used as a non-profit long-term care home, is exempt if certain conditions are met; and

Whereas the conditions for exemption were released on December 18, 2015 effective January 1, 2016; and

Whereas this short time frame, in the middle of the preparation of the municipal budget has resulted significant loss of revenue to the Town from property taxes; and

Whereas the Province paid for 85% of the property taxes for these facilities and therefore the exemption is in essence a download to the municipalities; and

Whereas the impact of this lost revenue to the Town is approximately \$230,000 which approximates an additional 2% tax rate on the general tax rate; and

Whereas these properties do not meet the definition of a Public Hospital under the Public Hospitals Act and therefore are not required to pay the "Heads and Beds" tax that publicly funded hospitals pay to the municipality; and

Whereas the Province of Ontario has not updated the "Heads and Beds" rate since 1987;

Now be it resolved that the Council for the Corporation of the Town of Parry Sound requests that the Province of Ontario require that Non-Profit Long-Term Care Facilities pay the "Heads and Beds" tax similar to publicly funded hospitals; and

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Further that the Province of Ontario increase the current "Heads and Beds" rate to reflect inflation from 1987 and index the rate so that it is reflective of current value; and

Further that the Province commit to providing 12 months notice on changes in regulations that impact the revenue generation for municipalities; and

Further that a copy of this resolution be sent to the Premier of Ontario, the Ontario Ministry of Finance, Ministry of Municipal Affairs and Housing, the Ministry of Health and Long-Term Care, the Association of Municipalities of Ontario (AMO), the Federation of Northern Municipalities (FONOM), the Northwestern Ontario Municipal Association (NOMA), the Ontario Small Urban Municipalities (OSUM), MPP Norm Miller, the City of Toronto, the Municipal Finance Officers Association of Ontario (MFOA), the Ontario Municipal Taxation and Revenue Association (OMTRA) and the Northeast LIN.

Carried as amended

9.5.2 Parry Sound Water Financial Plan

Spokesperson: Trevor Pinn, Director of Finance and POA Court Services

Resolution 2016 - 039

Moved by Councillor Borneman

Seconded by Councillor McCann

That Council for the Town of Parry Sound hereby accepts and approves the Town of Parry Sound Water Financial Plan prepared by Watson & Associates Economists Ltd. dated February 24, 2016, attached as Schedule "A"; and

Further, that staff are directed to advertise notice of the availability of the PS Water Financial Plan to the public; and

To forward the Water Financial plan and resolution approving the Plan to the Ministry of Municipal Affairs and Housing; and

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To forward the Water Financial Plan and resolution approving the Plan to the Ministry of the Environment, satisfying the requirements under the Safe Drinking Water Act.

Carried

9.6 Other Business

10. By-laws

10.1 Public Works

10.2 Development and Leisure Services

10.3 Emergency and Protective Services

10.3.1 Wasauksing Fire Protection Agreement

Spokesperson: Dave Thompson, Director of Emergency and Protective Services, Fire Chief

By-Law 2016 - 6614

Being a By-law to authorize the Mayor and Clerk to execute and affix The Corporate Seal to a Fire Protection Agreement between The Corporation of the Town of Parry Sound and Wasauksing First Nation for a portion of Wasauksing First Nation.

Read a First, Second and Third time, Passed, Signed and Sealed this 1st day of March, 2016.

10.4 Administration

10.5 Finance and POA Court Services

10.5.1 One Investment Program - Execution of Agency Agreement

Spokesperson: Trevor Pinn, Director of finance and POA Court Services

By-Law 2016 - 6615

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Being a bylaw authorize entering into an Agency Agreement, as defined herein, between CHUMS Financing Corporation and Local Authority Services, as Agent, and Eligible Investors with respect to "The One Investment Program" and to authorize the Treasurer to execute the necessary documents from time to time for that Purpose.

Read a First, Second and Third time, Passed, Signed and Sealed this 1st day of March, 2016.

10.6 Other Business

10.6.1 Confirming By-law

By-law 2016 - 6616

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

Read a First, Second and Third time, Passed, Signed and Sealed this 1st day of March, 2016.

11. Adjournment

The Mayor adjourned the meeting at 9:00 pm

Jamie McGarvey, Mayor

Rob Mens, CAO/Deputy Clerk

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