

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

-1-

---

**Date:** March 4, 2014  
**Time:** 7:00 p.m. (6:30 p.m. – Closed)  
**Location:** 52 Seguin Street – Gibson Street Entrance  
**Members Present:** Mayor Jamie McGarvey, Clr. P. Borneman, Clr. B. Keith, Clr. K. Saulnier, Clr. D. Williams  
**Regrets:** Clr. D. McCauley, Clr. B. Horne  
**Staff Present:** R. Mens, J. Boggs, D. Thompson, P. Brown, L. Middaugh, J. Este, T. Elgie

Prior to the Open Meeting of Council, Council adjourned to a Closed Meeting pursuant to the following resolution:

**Resolution 2014 - 035**

**Moved By Councillor Saulnier**

**Seconded By Councillor Keith**

**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. (**Market Square Park**)
- b) personal matters about an identifiable individual, including municipal or local board employees. (**Performance Review**)
- e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; (**Stockey Centre Siding**)

**Carried**

1. **Agenda**

1.1 ***Additions to Agenda***

The following two items were brought forward from the Closed Meeting Agenda to the Open Meeting Agenda, by consent, without discussion or deliberation:

4.4 – Email - Lis McWalter, Chair, PS Downtown Business Association  
Re: Market Square Park Revitalization Plan

9.3.2 - Market Square Park – PS Downtown Business Association Revitalization Plan

The following item was added to the agenda:

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

**-2-**

---

9.6.2 – Fleet Tracking Systems

**1.2 *Prioritization of Agenda***

9.3.2 – Market Square Park - PS Downtown Business Association Revitalization Plan

**1.3 *Adoption of Agenda***

**Moved By Councillor Keith**

**Seconded By Councillor Borneman**

**That** the March 4, 2014 Council Meeting Agenda be approved as amended.

**Carried**

**1.4 *Disclosure of Pecuniary Interest and the General Nature Thereof***

**2. *Public Meeting***

**3. *Minutes and Matters Arising From Minutes***

**3.1 *Adoption of Minutes***

**Moved By Councillor Williams**

**Seconded By Councillor Borneman**

**That** the February 19, 2014 Special Meeting Minutes be approved as circulated;  
and

**That** the February 18, 2014 Regular Meeting Minutes be approved with the following correction to Resolution 2014-030:

**That** Resolution No: 2013-111 is hereby revoked.

**Carried**

**3.2 *Questions to Staff***

Councillor Keith asked Mr. Brown to update the public about the new railroad crossing arms at Cascade Street. Mr. Brown informed the public that the new railroad crossing signal arms have been installed and are operational. Councillor Keith asked if there was a policy for monitoring the new crossing signal arms. Mr. Brown replied that CN staff are in constant contact with Town staff and they are monitoring and reviewing the operation of the crossing signal arms on a daily basis to ensure they are operating correctly.

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

-3-

---

**4. Correspondence**

- 4.1 Association of Municipalities of Ontario (AMO) – Attention Clerk and Council  
Re: Bill 69, *Prompt Payment Act, 2013*

A notice from AMO to all Ontario municipalities requesting a letter be sent to the Standing Committee on Regulations and Private Bills of the Ontario Legislature to request amendments to Bill 69.

Bill 69, *Prompt Payment Act, 2013* will set strong limits on municipalities' freedom of contract for construction and infrastructure projects if it is passed without amendment. Bill 60 provides for extremely short payment timelines that will not allow for appropriate review of work and certification of the payments process. The Bill could result in costly work stoppages and restarts and potential litigation to settle disputes.

*(Circulated to Mayor and Council and forwarded to the Deputy Clerk for Follow-up)*

- 4.2 Glen Hodgson, Chair, Museum on Tower Hill  
Re: Request for a grant in the amount of \$26,000 for the Museum on Tower Hill.

*(Circulated to Mayor and Council and forwarded to the CAO for Follow-up)*

- 4.3 Jack Patterson, President of Algonquin Regiment Veterans Association  
Re: Request to declare May 26 to June 1, 2014 Algonquin Regiment Week and to raise the flag at the municipal office on May 26th.

*(Circulated to Mayor and Council and forwarded to the Deputy Clerk for Follow-up)*

Added to Open Agenda – Tuesday March 4, 2014:

- 4.4 Lis McWalter, Chair, PS Downtown Business Association  
Re: Email regarding the time frame for Council's approval of the DBA's revitalization plan for Market Square Park and TD Green Streets funding approval of the DBA's application.

**5. Deputations**

**6. Mayor & Councillors' Reports**

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

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

-4-

---

**7. Ratification of Matters From Closed Agenda**

- 7.1 Performance Review – Peter Brown, Director of Public Works  
Spokesperson: Rob Mens, C.A.O.

**Resolution 2014 - 036**

**Moved by Councillor Williams**

**Seconded by Councillor Borneman**

**That** the March 2014 Performance Review for Peter Brown, Director of Public Works, be accepted by Council.

**Carried**

**8. Consent Agenda**

- 8.1 Increase in Electricity Rates – Resolution of Support for Town of Arnprior

**Resolution 2014 - 037**

**Moved By Councillor Keith**

**Seconded By Councillor Saulnier**

**Whereas** the Council of the Corporation of the Town of Parry Sound recognizes that increase electricity rates are challenging for the economic competitiveness of the Town of Parry Sound and its residents;

**Therefore Be It Resolved That** the Town of Parry Sound supports the Town of Arnprior's Resolution 059-14, attached as Schedule "A", to the Government of Ontario urging the government to ensure that electricity rates both in the short and long-term allow businesses to remain competitive in a global environment and ensure that the vulnerable residents of Ontario's communities are not overburdened by ever-increasing electricity rates; and

**Further That** this resolution of support be sent to the Premier of Ontario, the Minister of Energy and Infrastructure, the Ontario Energy Board, the Ontario Power authority, Association of Municipalities of Ontario and the West Parry Sound area municipalities.

**Carried**

- 8.2 Earth Hour – March 29<sup>th</sup>, 2014 – 8:30-9:30

**Resolution 2014 - 038**

**Moved By Councillor Borneman**

**Seconded By Councillor Williams**

**Whereas** climate change is having devastating effects all over the world; and

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

-5-

---

**Whereas** earth Hour is a global lights-out event coordinated by World Wildlife Fund (WWF); and

**Whereas** millions of people around the world will show their support for action on climate change by turning off their lights for Earth Hour - March 29, 2014 at 8:30 p.m.; and

**Whereas** Earth Hour began in Sydney Australia, March 31, 2007 and 2.2. million people and 2100 Sydney businesses turned off their lights for one hour - Earth Hour. This massive collective effort reduced Sydney's energy consumption by 10.2% for one hour, which is equivalent effect of taking 48,000 cars off the road for one hour.; and

**Whereas** everyone has power to make real change and impact in the world; and

**Whereas** the Town of Parry Sound's Strategic Direction is to protect and enhance the natural environment; and

**Whereas** the Town of Parry Sound is concerned about its citizens health and climate change; and

**Now Therefore**, Mayor and Council of the Town of Parry Sound, declare March 29, 2014 at 8:30.p.m. "EARTH HOUR" in Parry Sound and invite everyone to participate - residents and businesses alike. Show your commitment to this global movement and see the difference we can make when we all work together.

**Turns Your Lights Off For One Hour (Earth Hour) On March 29, 2014 at 8:30 p.m.** We encourage you to register your participation at [www.earthhour.org](http://www.earthhour.org)

**Carried**

8.3 Bill 69, *Prompt Payment Act, 2013*

**Resolution 2014 - 039**

**Moved By Councillor Saulnier**

**Seconded By Councillor Keith**

**Whereas** Bill 69, the *Prompt Payment Act, 2013*, proposed by Liberal MPP Steven Del Duca, has been referred to the Standing Committee on Regulations and Private Bills on the Ontario Legislature; and

**Whereas** this bill will set strong limits on municipalities' freedom of contract for construction and infrastructure projects if it is passed without amendment; and

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

**-6-**

---

**Whereas** Bill 69 provides for extremely short payment timelines that will not allow for appropriate review of work and certification of the payments process and could result in costly work stoppages and restarts and potential litigation to settle disputes;

**Now therefore be it resolved that** Council for the Town of Parry Sound direct staff to send the letter, attached as Schedule "A", to the Standing Committee on Regulations and Private Bills to request the Bill be amended to:

- reflect more realistic timelines for payments in infrastructure projects;
- allow time for due diligence before accepting work and certifying payments; and
- allow payments to continue to be tied to project milestones; and

**That** a copy of this letter be provided to Norm Miller, MPP for Parry Sound-Muskoka and to the Association of Municipalities of Ontario (AMO).

**Carried**

**9. Resolutions and Direction To Staff**

**9.1 *Development and Leisure Services***

**9.1.1 Waterfront Advisory Committee – Member Resignation**

Spokesperson: Lynn Middaugh, Director of Development and Leisure Services

**Resolution 2014 - 041**

**Moved by Councillor Borneman**

**Seconded by Councillor Williams**

**That** Council accepts, with regret, the resignation from Marianne King-Wilson from the Waterfront Advisory Committee of Council.

**Carried**

**9.1.2 Request to rent sign space on a Town Street (Sherk)**

Spokesperson: John Este, CBO

**Direction Defeated (For Direct Staff Follow-up)**

That staff bring forward a by-law to define and authorize an agreement with the Sherk's for a sign upon the Parry Sound Drive road allowance (per their request).

**Defeated**

The following resolution was proposed:

**Direction Approved (For Direct Staff Follow-up)**

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

**-7-**

---

**That** Mr. Dean Harris be given first right of refusal for the existing sign structure located on the Parry Sound road allowance, and further, that staff be directed to negotiate terms accordingly with Mr. Harris.

**Carried**

**9.2    *Emergency and Protective Services***

**9.3    *Administration***

**9.3.1** Appointments to the West Parry Sound Joint Election Compliance Audit Committee

Spokesperson: Jackie Boggs, Deputy Clerk/EA

**Resolution 2014 - 042**

**Moved by Councillor Keith**

**Seconded by Councillor Saulnier**

**Whereas** Council for the Town of Parry Sound authorized the establishment of the West Parry Sound Joint Election Compliance Audit Committee with the Townships of The Archipelago, Carling, McKellar and Seguin and the Municipality of McDougall with the passage of By-law 201-5489; and

**Whereas** Council for the Town of Parry Sound appointed 3 members and an alternate to the West Parry Sound Joint Election Compliance Audit Committee in September of 2010 for a term ending November 30, 2014; and

**Whereas** a member position is now vacant;

**Now Therefore Be It Resolved** that Larry Simons be appointed as a member of the WPS Joint Election Compliance Audit Committee and that Judy Keown be appointed as the alternate for the term commencing March 1, 2014 to November 30<sup>th</sup> 2014; and

**That** Council for the Town of Parry Sound appoint the following people to the West Parry Sound Joint Election Compliance for the term commencing December 1, 2014 to November 30, 2018:

Ed Ewing, Peter Spadzinski, Larry Simons and Judy Keown as alternate.

**Carried**

**9.3.2** Market Square Park - DBA Revitalization Plan  
Spokesperson: Rob Mens, C.A.O.

**Resolution 2014 - 040**

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

-8-

---

**Moved by Councillor Williams**

**Seconded by Councillor Borneman**

**That** Council approve the revitalization of Market Square Park in accordance with the plan in the TD Green Streets application, attached as Schedule "A" subject to modifications to accommodate the needs of the stakeholders and prior final approval of the plan by Council.

**Carried**

**9.4 Finance and POA Court Services**

**9.5 Public Works**

**9.6 Other Business**

**9.6.1 Finance / Budget Committee**

Spokesperson: Councillor Paul Borneman

Discussion.

This item was withdrawn from the agenda by Councillor Borneman

**9.6.2 Fleet Tracking Systems**

Spokesperson: Councillor Keith Saulnier

The following direction was proposed:

**Direction Approved (For Direct Staff Follow-up)**

**That** the Director of Public Works be directed to investigate the feasibility and the pros and cons of a fleet tracking system to be brought forward for the 2015 budget.

**Carried**

**10. By-Laws**

**10.1 Development and Leisure Services**

**10.1.1 Rezoning Application – Beatty Street – Lifting of Holding provision**

Spokesperson: Taylor Elgie, Planner

**By-law 2014 - 6409**

Being a By-law to amend By-law No. 2004-4653 (The Zoning By-law) as amended to remove a holding provision ("h" symbol) from McDougall, RCPLAN 338 Lot 83, Pt Lot 41 Plan M405, Pt Lots 42-44 Plan M405 and RP 42R19799



**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014**

**-9-**

---

Parts 1-5, located on Beatty Street.

**Read a First, Second and Third time, Passed, Signed and Sealed**, this 4<sup>th</sup> day of March, 2014.

10.1.2 Rezoning Application Z14-01 – Crombie Property Holdings Ltd. – 25 Pine Drive  
Spokesperson: Taylor Elgie, Planner

**By-law 2014 – 6408**

Being a By-law to amend By-law No. 2004-4653 (The Zoning By-law) as amended for property on Pine Drive (Crombie Property Holdings Ltd.).

**Read a First, Second and Third time, Passed, Signed and Sealed**, this 4<sup>th</sup> day of March, 2014.

10.2 ***Emergency and Protective Services***

10.3 ***Administration***

10.4 ***Finance and POA Court Services***

10.5 ***Public Works***

10.5.1 SRNMIF-CTL – Wakefield & Dufferin Funding Agreement  
Spokesperson: Peter Brown, Director of Public Works

**By-law 2014 – 6410**

Being a by-law to authorize the execution of a Transfer Payment Agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Rural Affairs (MRA) and The Corporation of the Town of Parry Sound, under the Small, Rural and Northern Municipal Infrastructure Fund - Capital Program (SRNMIF-CTL) for the Reconstruction of Wakefield and Dufferin Streets.

**Read a First, Second and Third time, Passed, Signed and Sealed**, this 4<sup>th</sup> day of March, 2014.

10.6 ***Other Business***

10.6.1 **Confirming By-law**

**By-law 2014 - 6411**

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

**The Corporation of The Town of Parry Sound  
Council Meeting Minutes March 4, 2014  
-10-**

---

**Read a First, Second and Third time, Passed, Signed and Sealed**, this 4<sup>th</sup> day of March, 2014.

**11. Adjournment**

The Mayor adjourned the meeting at 8:07 p.m.

---

**JAMIE McGARVEY, MAYOR**

---

**ROB MENS, C.A.O/CLERK**

---

Personal Information collected in Section 2. "Public Meeting" and Section 4 "Correspondence" and 5. "Deputation" 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.