

## **Minutes**

### **Date:**

November 17, 2015

### **Time:**

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

### **Location:**

52 Seguin Street, Parry Sound, Ontario-Gibson Street Entrance

### **Members Present:**

Mayor McGarvey, Clr. P. Borneman, Clr. B. Keith, Clr. D. McCann, Clr. K. Saulnier, Clr. J. Marshall

### **Regrets:**

Clr. B. Horne

### **Staff Present:**

J. Boggs, L. Middaugh (Acting CAO), P. Brown, T. Pinn, D. Thompson, T. Elgie, J. Este, T. Purdy, A. McNamara

### **Presentations:**

n/a

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**Resolution 2015 - 207**

**Moved by Councillor McCann**

**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:

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

**Carried**

**1. Agenda**

**1.1 Additions to Agenda/Notice of Motions**

**1.2 Prioritization of Agenda**

9.2.1 Free Parking Downtown

**1.3 Adoption of Agenda**

**Moved by Councillor Marshall**

**Seconded by Councillor McCann**

That the Council Agenda for November 17, 2015 be approved as circulated.

**Carried**

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

None declared.

## **2. Public Meeting**

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

#### **3.1 Adoption of Minutes**

**Moved by Councillor Borneman**

**Seconded by Councillor Keith**

That the Minutes from the Parry Sound Council Meetings held November 3, at 1:00 p.m. (Mock Council Meeting) and November 3, at 7:00 p.m., 2015 be approved as circulated.

**Carried**

#### **3.2 Questions of Staff**

Councillor Keith congratulated Mr. Brown and his staff on the quick response to the stormy weather two Fridays ago. Staff are to be congratulated on a job well done. Councillor Keith then asked for an update on the Louisa Street retaining wall and the audible lights for the Seguin and James Street intersection.

Mr. Brown responded that he will pass along the thanks to the Public Works staff. As for Louisa Street, they ran into some rock and were trying to cut back some of the rock however it really can't be moved back any further. So the space we hoped to make for snow removal purposes won't work as there is just too much rock. As for the audible lights, the equipment is here and it is scheduled to be installed in the next week or so.

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Councillor McCann asked Mr. Brown if it was possible to install a port-a-potty along the Algonquin-Rotary Fitness Trail during the winter as the Waubuno Beach washrooms are now closed for the winter. He was asked by a resident if that were possible. Mr. Brown replied that the port-a-potty that had been installed at the old town beach was subject to constant vandalism. Even if one were to be set up along the trail before the snow falls, staff have no way of getting to it to maintain it as the trail is maintained in the winter months by snowmobile clubs and isn't available to trucks. As well they don't work as well in the cold as they do in the warm weather. Unfortunately, we are unable to install a port-a-potty during the winter season for those reasons.

**4. Correspondence**

4.1 Dan Dugan, Parry Sound District Manager, Ministry of Natural Resources and Forestry

Re: Notification that MNRF will not be pursuing a wetland evaluation located in the area of Louisa Street, as previously stated in April of this year.

*(Copied to Mayor and Council and forwarded to Director of Development and Leisure Services for follow-up.)*

4.2 AMO Watchfile - October 22, 29 and November 5, 2015

Re: Municipal Industry News.

*(Copied to Mayor and Council, attached to e-agenda and filed.)*

**5. Deputations**

5.1 Karen Hobson, Sue Sullivan, Daryl McMurray, Cathy Downing

Parry Sound Downtown Business Association

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Re: Free Parking in the downtown area.

Ms. Hobson provided an outline to Council why the DBA feels that continued free parking is good for the downtown as well as the rest of the community. The DBA also feels that to share the costs of free parking would add a 60% increase in the levy for the downtown businesses which the DBA feels is untenable.

5.2 Frank Hinde, resident

Re: Lights at Great North Road

Mr. Hinde informed Council that people are still not stopping at the lights by Mac's for pedestrians to cross and/or are still not waiting until pedestrians have reached the other side before turning. This is very dangerous. He said someone swung in behind him and swung around in front of him while he was crossing the crosswalk. What's going to be done about it? We need a camera down there. These drivers have no respect for human life.

5.3 Jo Bossart, resident

Re: Free parking Downtown.

Mr. Bossart offered his support for the free parking program however, he is not supportive of hiring another staff member for the enforcement of it. He feels it is unnecessary.

The following direction regarding Item 5.2 was proposed:

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

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That staff be asked to investigate the expense of installing cameras/ electronic surveillance at a couple of intersections in Town for enforcement purposes for discussion during the 2016 budget process.

**Carried**

## **6. Mayor & Councillors' Reports**

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

## **7. Ratification of Matters from Closed Agenda**

None.

## **8. Consent Agenda**

### **8.1 Support for Ontario Trails Act - Bill 100**

**Resolution 2015 - 208**

**Moved by Councillor Keith**

**Seconded by Councillor Saulnier**

Whereas Bill 100, Supporting the Ontario Trails Act has the following purposes:

To increase awareness about and encourage the use of trails.

To enhance trails and the trail experience.

To protect trails for today's generation and future generations.

To recognize the contribution that trails make to quality of life in Ontario.

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To recognize the contribution of quality of place;

And Whereas the Association of Municipalities of Ontario has had input into this Bill looking out for municipal interests;

And Whereas the Bill includes stronger penalties for property damage and trespassing to discourage such actions;

And Whereas the Bill will be asking for best practices to be created and will have participation in these practices be voluntary therefore not creating undue hardship on any municipality;

Now Therefore Be It Resolved That the Council of the Town of Parry Sound supports the overall direction Bill 100 Supporting the Ontario Trails Act;

And Further Be It Resolved That the Council of the Town of Parry Sound encourages the government to continue to work with stakeholders such as ROMA and OFA to enhance the liability and trespass provisions of the Bill;

And Further That the Council of the Town of Parry Sound supports the resolution of the Township of Puslinch, attached as Schedule "A", to forward this resolution for consideration by all other municipalities in the Province of Ontario.

**Carried**

## **9. Resolutions and Direction to Staff**

### **9.1 Development and Leisure Services**

### **9.2 Emergency and Protective Services**

#### **9.2.1 Free Parking Downtown**

Spokesperson: Tammy Purdy, MLEO

*Deferred from October 20, 2015 Council Meeting:*

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

That Council direct staff to amend the Traffic By-law to:

- Allow permit parking: 12 parking spaces in St Andrews Lot; 8 parking spaces Gibson Street Lot; 8 parking spaces Miller Street Lot; 6 parking spaces in James Street Lot and 3 on Gibson Street (behind the Post Office)
- Allow for 6 residential overnight tenant permit parking spaces on Mary Street adjacent to the Post Office (taxi stand)
- Allow for the procurement of a day use parking permit (contractors, film crew etc.) at \$8.00/day/parking space and \$4.00/half day/parking space
- To allow for the continuation of free parking - 2 hours on street and 3 hours in the municipal lot and to make it an offence if an individual re-parks their vehicle within a designated zone or street.
- To create designated free long term parking: 7 parking spaces on Mary Street, 8 parking spaces on north Miller, 30 spaces on south Gibson Street: and

Further that Council direct staff to create a policy pertaining to the procuring of short term (daily) parking permits for contractors, special event organizers, film crews and day users, etc.; and

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That Council direct staff to commence the process to hire a contract Parking Attendant on a one-year contract to complete enforcement of the time limit regulation. This process would include a job description and a review of said job description by the Hay Group with this position being implemented in January of 2016.

Councillor Borneman wanted to move for a direction to staff to plan for a Community exercise utilizing the Consumer and Market study for a plan for the revitalization of the Downtown. Mayor McGarvey noted that there is already direction on the table and there are further questions from Councillors. The Mayor will allow those questions. The Mayor confirmed with Councillor Borneman that he would like this tabled for discussion towards the end of the discussion of this direction? Councillor Borneman confirmed.

Council agreed that each bullet point in the direction be severed and voted upon separately.

**Direction Separated (For Direct Staff Follow-Up):**

That Council direct staff to amend the Traffic By-law to:

- Allow permit parking: 12 parking spaces in St Andrews Lot; 8 parking spaces Gibson Street Lot; 8 parking spaces Miller Street Lot; 6 parking spaces in James Street Lot and 3 on Gibson Street (behind the Post Office).

**Carried**

During discussion of the above point, Councillor McCann raised a Point of Order regarding Councillor Keith's suggestion we wait until we have a full plan in front of us. Is it prudent for us to be working on these individual bullets at this time? The Mayor ruled that we already have the selection of Council to proceed in this matter. The vote was called and the motion was carried.

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- Allow for 6 residential overnight tenant permit parking spaces on Mary Street adjacent to the Post Office (taxi stand) - **This was already passed by resolution on October 20, 2015**
- Allow for the procurement of a day use parking permit (contractors, film crew etc.) at \$8.00/day/parking space and \$4.00/half day/parking space.

**Carried**

During discussion of the above point Councillor Saulnier raised a Point of Order. He thought Councillor Borneman offered or put forth a motion to table this until further study was done and then Councillor Marshall came out with his suggestion to separate afterwards and we voted on Councillor Marshall 's when Councillor Borneman's was still sitting on the table. It wasn't even given a chance for a seconder. Mayor McGarvey stated he thought that most of Councillor Borneman's comments had to do with the free parking discussion and this has to do with some issues that the by-law department can deal with immediately. Mayor McGarvey stated that considering the use for the above for contractors and film crews, there's no point in putting this off for six months. Mayor McGarvey confirmed to Councillor Saulnier that it was indeed his opinion and right now the above bullet point will be voted on. The Mayor suggested if someone wants to postpone this point, that is their option. It has been approved by Council to separate these bullet points and vote on them individually. The vote was called and the motion was carried.

The following motion to postpone was proposed:

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

That the last two bullet points be postponed; and

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That staff be directed to work with the DBA to bring forward a comprehensive strategy as to how we can ensure the long term viability of the downtown; comparing what we do with other communities; what is allowed to be done; and assess how we are meeting our stated goals of our Official Plan and our Rezoning by-law; and

That staff provide Council with an indication of how this will impact the budget in moving forward and taking those actions; and

That staff return this to Council in six month's time.

**Carried**

- To allow for the continuation of free parking - 2 hours on street and 3 hours in the municipal lot and to make it an offence if an individual re-parks their vehicle within a designated zone or street.

**Postponed**

- To create designated free long term parking: 7 parking spaces on Mary Street, 8 parking spaces on north Miller, 30 spaces on south Gibson Street: and

**Postponed**

The following direction was proposed:

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

Council requested that the following two paragraphs be severed and voted upon separately:

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Further that Council direct staff to create a policy pertaining to the procuring of short term (daily) parking permits for contractors, special event organizers, film crews and day users, etc.

### **Carried**

During discussion regarding the above paragraph Councillor Keith raised a Point of Order in that she understood that when a vote is called if someone puts their hand up, even for clarification, that it is too late so it doesn't count. Ms. Boggs raised her hand and was recognized by the Mayor and clarified that the Mayor called the vote for the above paragraph and before he declared he saw a question from Councillor McCann and he stopped the proceedings for the clarification question. The vote was never declared. If the Mayor had said no more questions, then the Mayor would have declared the vote. This has happened in the past, a question got missed and was allowed to be asked after calling the question. If the vote was now called again then the Mayor would be able to declare it. The vote was called and the motion was carried.

That Council direct staff to commence the process to hire a contract Parking Attendant on a one-year contract to complete enforcement of the time limit regulation. This process would include a job description and a review of said job description by the Hay Group with this position being implemented in January of 2016.

### **Postponed**

#### **9.1.1 Trails Master Plan Adoption**

Spokesperson: Taylor Elgie, Principal Planner

*Deferred from October 20, 2015 Council Meeting*

#### **Resolution 2015 - 188**

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**Moved by Councillor McCann**

**Seconded by Councillor Borneman**

That Council adopt the Trails Master Plan, as prepared by Plan by Design, 2015 and as attached in Schedule "A".

The following amendment was proposed:

**Moved by Councillor Keith**

**Seconded by Councillor McCann**

That the word *adopt* be changed to the word *receive*.

**Carried**

**Resolution 2015 - 188**

**Moved by Councillor McCann**

**Seconded by Councillor Borneman**

That Council receive the Trails Master Plan, as prepared by Plan by Design, 2015 and as attached in Schedule "A".

**Carried**

**Direction Approved (For Direct Staff Follow-Up):**

That staff be directed to prepare a Trails Master Plan implementation plan for Council's consideration.

**Carried**

### **9.3 Administration**

#### **9.3.1 2016 Council Meeting Schedule**

Spokespersons: Jackie Boggs, Clerk/EA

#### **Resolution 2015 - 209**

**Moved by Councillor Keith**

**Seconded by Councillor Saulnier**

That pursuant to By-law No. 2015-6573, Section 3, paragraph 4, Council approves Schedule "A", as attached, which provides the schedule of dates for the 2016 Regular meetings of Council for the Town of Parry Sound.

**Carried**

### **9.4 Finance and POA Court Services**

### **9.5 Public Works**

### **9.6 Other Business**

## **10. By-laws**

### **10.1 Development and Leisure Services**

#### **10.1.1 Agreement: Nipissing-Parry Sound Student Transportation Services**

Spokesperson: April McNamara, Parks and Recreation Manager, Development and Leisure Services

#### **By-law 2015 - 6579**

Being a by-law to execute an agreement with Nipissing-Parry Sound Student Transportation Services for the provision of a school bus transfer site at the Kinsmen Park.

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**Read a First, Second and Third time, Passed, Signed and Sealed, this 17th day of November, 2015.**

#### **10.1.2 Custodial Contract 2016-2017 - Municipal Office**

Spokesperson: John Este, Chief Building Official

##### **By-law 2015 - 6580**

Being a by-law to authorize an agreement with Bernie Filiatrault Janitorial for Custodial Services for the Parry Sound Municipal Office.

**Read a First, Second and Third time, Passed, Signed and Sealed, this 17th day of November, 2015.**

#### **10.1.3 Custodial Contract 2016-2017 Fire Station, Public Washrooms and Kinsmen Park Rink**

Spokesperson: John Este, Chief Building Official

##### **By-law 2015 - 6581**

Being a by-law to authorize an agreement with TNT Cleaning and Maintenance for Custodial Services for the Parry Sound Fire Hall, Public Washrooms and the Kinsmen Park Rink.

**Read a First, Second and Third time, Passed, Signed and Sealed, this 17th day of November, 2015.**

### **10.2 Emergency and Protective Services**

#### **10.2.1 Continued Paramedicine Funding**

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

**By-Law 2015 - 6582**

Being a By-law to authorize the execution of an agreement between the Town of Parry Sound and Her Majesty the Queen in the Right of Ontario, as represented by the Minister of Health and Long-Term Care for the provision of one time grant funding for the District of Parry Sound.

**Read a First, Second and Third time, Passed, Signed and Sealed, this 17th day of November, 2015.**

**10.2.2 Amendments to Traffic By-law**

Spokespersons: Tammy Purdy, MLEO and Peter Brown Director of Public Works

**By-law 2015 - 6583**

Being a By-law to amend the Traffic Bylaw 2013-6205, a bylaw to regulate and control traffic in Parry Sound.

**Read a First, Second and Third time, Passed, Signed and Sealed, this 17th day of November, 2015.**

**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 2015 - 6584**

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

**Read a First, Second and Third time, Passed, Signed and Sealed, this 17th day of November, 2015.**

## **11. Adjournment**

The Mayor adjourned the meeting at 8:58 p.m.

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Jamie McGarvey, Mayor

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Jackie Johnston, Clerk

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