

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Minutes

Date:

May 17, 2016

Time:

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

Location:

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

Members Present:

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

Staff Present:

R. Mens, J. Boggs, D. Thompson, P. Brown, T. Pinn, L. Middaugh, A. McNamara, T. Elgie, J. Este

Presentations:

None.

The Mayor called the meeting to order at 7:08 p.m. Prior to the Open Meeting of Council, Council adjourned to a Closed Meeting pursuant to the following resolution:

Resolution 2016 - 096

Moved by Councillor McCann

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

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. **(Properties-Town, Property-Local Board)**

Carried

1. Agenda

1.1 Additions to Agenda/Notice of Motion

- 4.9 Correspondence from Linda Piche - Opposed to the proposed ATV trail
- 4.10 Correspondence from Malcolm Fraser - Opposed to the proposed ATV Trail
- 5.4 Deputation by Wendall Fisher

1.2 Prioritization of Agenda

- 10.3.1 ATV By-law

1.3 Adoption of Agenda

Moved by Councillor Marshall

Seconded by Councillor Borneman

That the Council agenda for May 17, 2016 be approved as amended.

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Mayor McGarvey declared a conflict of interest with respect to Item 7.1 - Response to the Notice of Surplus Lands from the Near North District School Board (Vacant Land - Parking Lot) as he is the President of Parry Sound Non-Profit Housing. Mayor McGarvey left the room during deliberation and the vote.

2. Public Meeting

3. Minutes and Matters Arising from Minutes

3.1 Adoption of Minutes

Moved by Councillor McCann

Seconded by Councillor Marshall

That the Minutes from the Council meeting held May 3, 2016 be approved with the following amendment:

That By-law 2016-6623, Strike the Tax Rates, be correctly numbered 2016-6624.

Carried

3.2 Questions of Staff

Councillor Keith asked Mr. Brown to update the public on the status of the Town Gazebo. Lynn Middaugh stated it is progressing well. Currently co-ordinating all details with April McNamara to officially open it on Canada Day.

Councillor Marshall asked Mr. Brown about the lines on the streets. What's the timeline to paint them this year? Mr. Brown responded that the temperature at night cannot be any lower than 10°C or the paint won't stick to the road. It also depends on contractor availability. Public Works have pre-painted the centre lines. As soon as the conditions and availability are right they will be able to paint the whole town in 1 or 2 nights.

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Councillor Saulnier asked about the repairs to the boat launch at the salt dock. Mr. Brown replied that the work was completed last Thursday and it was inspected on Friday. A few rocks were moved during inspection. He noted that it's already being used.

Councillor Keith, asked if white lines across the cross walks with audible signals could be painted. Mr. Brown responded that he would see what he could do.

4. Correspondence

4.1 Jean Scott, 46 Church Street

Re: Opposed to Zoning By-law amendment regarding the old William Beatty School citing decrease in property values, too dense, increased traffic, reduction of parking on Rosetta, reduction of green space, the high number of parking spaces and reduced size of the spaces, lack of dock loading facility and overload of existing sewer and water.

(Circulated to Mayor and Council and forwarded to the Principle Planner for follow-up)

4.2 Petition from Williams Street residents (38 names)

Re: Opposition to the ATV route suggested along William Street.

(Received by the Clerk and Circulated to Mayor and Council and forwarded to the Principle Planner for follow-up).

4.3 Sue Whitley, Chair, Dragon Boat Festival - Saturday June 11, 2016

Re: Invitation to attend the festival and ceremonies.

(Circulated to Mayor and Council and forwarded to the Clerk for follow-up)

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

4.4 Sue Whitley, Chair, Dragon Boat Festival - Saturday June 11, 2016

Re: Request for assistance and support for the Festival.

(Circulated to Mayor and Council and forwarded to the Manager of Parks and Recreation for follow-up – Item 9.3.6 To-night’s Agenda)

4.5 Wendall Fisher, Chair, Parry Sound Area Active Transportation

Re: Opposed to the use of the Rotary/Algonquin Regiment Fitness Trail as part of the proposed route for ATVs and suggests an all road option from William Street to Cascade Street to River Street and then to Great North Road.

(Circulated to Mayor and Council and forwarded to the Principle Planner for follow-up)

4.6 AMO Watchfile - April 28, May 5, 2016

(Circulated to Mayor and Council, attached to the e-agenda and filed)

4.7 FONOM Spring Newsletter – 2016

(Circulated to Mayor and Council, attached to the e-agenda and filed)

4.8 2016 FONOM/MMAH Northeastern Municipal Conference Set to Open in the City of Timmins

(Circulated to Mayor and Council, attached to the e-agenda and filed)

4.9 Correspondence from Linda Piche

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Re: Opposed to the proposed ATV trail. ATVs have no place on streets. They will be disruptive, noisy and a general nuisance.

(Circulated to Mayor and Council and forwarded to the Principle Planner for follow-up)

4.10 Correspondence from Malcolm Fraser

Re: Opposed to the proposed ATV Trail. Mr. Fraser is promoting quiet and a green philosophy for recreation--not noise. He feels that to encourage motorized recreational vehicles is a backward step.

(Circulated to Mayor and Council and forwarded to the Principle Planner for follow-up)

5. Deputations

[See "Presentations" with Minutes on www.parrysound.ca]

5.1 George Burton, President Canadore College and Peter Istvan from Canadore (get title)

Re: Update on activities of Canadore College

Mr. Burton provided some statistics about Canadore College. Canadore College contributes \$290 M annually to the Nipissing District and Parry Sound regional economy. Every year Canadore students generate \$11 M (4 campuses in the region) in new income in the regional economy. It has the second highest employment and graduation rate of all colleges in Ontario and 54% of graduates stay in their regions. Canadore supports regional jobs, sustains a skilled workforce, generates significant income in the region, expands the province's economic base and improves the quality of life for Ontario families.

5.2 Malcolm Fraser, resident

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Re: Opposed to the proposed ATV Route. We should not promote the use of gas powered vehicles. Groups such as White Squall, Sail Parry Sound, Georgian Nordic Ski and Canoe Club, the Georgian Bay Biosphere and the Parry Sound Active Transportation Committee promote quiet and a green philosophy. Does not feel there will be much of an economic benefit to ATVs allowed on municipal highways.

5.3 Ken Thomas, Jack Sportsgroup: GMHL Jr. A Team - Parry Sound Islanders

Re: Proposal for the Parry Sound Islanders to use the Bobby Orr Community Centre. Mr. Thomas told Council that the new proposal has their full support.

5.4 Wendall Fisher, Chair, Parry Sound Area Active Transportation

Re: Update on activities and comments on the proposed ATV route. Mr. Fisher commended Council for their support of active living in their Strategic Plan. His group does not support the Master Plan Steering Committee recommendation of adding ATVs to the mix of current users of the Algonquin Rotary Fitness trail. He feels there is great potential for accidents.

Mr. Fisher also provided some recommendations for a cycle-friendly environment through their position paper which was provided to Council.

6. Mayor & Councillors' Reports

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

7. Ratification of Matters from Closed Agenda

7.1 (6.3.2) Response to the Notice of Surplus Lands from the Near North District School Board (Vacant Land - Parking Lot)

Spokesperson: Taylor Elgie, Principle Planner

Resolution 2016 - 097

Moved by Councillor Saulnier

Seconded by Councillor Horne

That an offer to bid on "Vacant Land - Parking Lot" from the Near North District School Board by the Town of Parry Sound, be declined.

Carried

8. Consent Agenda

8.1 June as Spina Bifida and Hydrocephalus Awareness Month - June

Resolution 2016 - 098

Moved by Councillor Borneman

Seconded by Councillor Marshall

Whereas Spina Bifida is a birth defect that develops within the first four weeks of pregnancy resulting in varying degrees of permanent neurological damage; and

Whereas hydrocephalus is an excessive accumulation of fluid in the brain. It may be present at birth or may develop at any stage later in life; and

Whereas there is no cure for either of these conditions that result in varying degrees of disability; and

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Whereas the Spina Bifida and Hydrocephalus Association of Ontario serves people with spina bifida and hydrocephalus, their families and the public; and

Whereas Health Canada has proclaimed June as Spina Bifida and Hydrocephalus Awareness Month; and

Whereas there are many people who are not aware of the Association or that it offers support, information and education programs and funds research to find ways to prevent and treat these conditions; and

Whereas the Association encourages all Ontarians to learn more about these conditions and to appreciate the challenges faced by individuals affected by them;

Therefore, Be It Resolved That Mayor and Council hereby proclaim the month of June to be SPINA BIFIDA AND HYDROCEPHALUS AWARENESS MONTH in the Town of Parry Sound and we urge all citizens to give full consideration and attention to the Spina Bifida and Hydrocephalus Association of Ontario for their work on behalf of those with spina bifida and hydrocephalus and their families.

Carried

8.2 Permission to Busk in the Downtown - May to September, 2016

Resolution 2016 - 099

Moved by Councillor Horne

Seconded by Councillor Saulnier

That upon the recommendation of the Parry Sound Downtown Business Association Board of Directors, Derek Tabobondung be permitted to busk in the downtown area and the Town owned area of the water front dock for the period of May to September 2016; and

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

That only upon permission of the private business owner is Mr. Tabobondung permitted to busk in front of their place of business.

Carried

8.3 Appointment to the Parry Sound Downtown Business Association Board of Directors

Resolution 2016 - 100

Moved by Councillor Borneman

Seconded by Councillor McCann

That upon recommendation from the Parry Sound Downtown Business Association Board of Directors, Dan DiNicolo, representing 30K Networks, be appointed to the Board of Directors for the term of Parry Sound Council ending November 30, 2018.

Carried

8.4 Donation to the Fort McMurray, Alberta Disaster Relief Fund - AMO

Resolution 2016 - 101

Moved by Councillor Saulnier

Seconded by Councillor Horne

Whereas the forest fires in the Fort McMurray Alberta area are estimated to have caused in excess of \$9 billion worth of damage and displaced the entire population of the municipality;

And Whereas the Association of the Municipalities of Ontario has established a relief fund for the Fort McMurray Disaster;

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Now therefore be it resolved that the Council for the Corporation of the Town of Parry Sound hereby approves a donation of \$1,500 to the relief fund.

Carried

9. Resolutions and Direction to Staff

9.1 Finance and POA Court Services

9.2 Public Works

9.2.1 Tender - William Street Reconstruction

Spokesperson: Peter Brown, Director of Public Works

Resolution 2016 - 102

Moved by Councillor Marshall

Seconded by Councillor Borneman

That upon the recommendation of C.C. Tatham and Associates, Council award the tender for William Street Reconstruction to Fowler Construction Company Limited, in the amount of \$2,847,315.78, plus HST, this tender being the lowest tender of two tenders received.

Carried

9.3 Development and Leisure Services

9.3.1 Consent Application - B/11/2016 (PS) (Graham - 1201 Geewadin Road)

Spokesperson: Taylor Elgie, Principal Planner

Resolution 2016 - 103

Moved by Councillor Horne

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Seconded by Councillor Saulnier

That Consent Application No. B/11/2016(PS) (Graham - 1201 Geewadin Road), be supported subject to the following conditions:

The payment of cash-in-lieu of parkland dedication in the amount of \$2,622.00;

That the applicant either rezone the property to have an "h" symbol that cannot be lifted until the successful completion of an environmental impact assessment report or a successful environmental impact assessment is submitted prior to the consent lapsing.

Carried

9.3.2 Proposed ATV Thoroughfare through Town

Lynn Middaugh, Director of Development and Leisure Services

Resolution 2016 - 104

Moved by Councillor Marshall

Seconded by Councillor Borneman

That upon the recommendation of the Waterfront Development Advisory Committee, Council defeat the proposed ATV route as it relates to use of the Fitness Trail.

Withdrawn

9.3.3 15 Silver Birch Court - Application - Council Approved Sign

Spokesperson: John Este, Chief Building Official

This resolution was postponed from the May 3, 2016 Council Meeting:

Resolution 2016 - 091

Moved by Councillor Borneman

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Seconded by Councillor McCann

That the Chief Building Official is authorized and directed to issue a permit for a Council Approved Sign on the Silver Birch Court road allowance at the intersection with William Street according to the exceptions and Conditions in amended Schedule "A" attached.

Carried

9.3.4 Proposal from Jack Sportsgroup: GMHL Jr. A Team

Spokesperson: April McNamara, Parks and Recreation Manager

The following resolution was postponed from the April 19, 2016 Council Meeting

Resolution 2016 - 066

Moved by Councillor Horne

Seconded by Councillor Keith

That the agreement proposed from Jack Sports Group for use of the Bobby Orr Community Centre, per the attached Schedule "A", be denied.

Carried

The following new resolution is proposed:

Resolution 2016 - 105

Moved by Councillor Saulnier

Seconded by Councillor Horne

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

That Council approve the following as renegotiated terms with Jack Sports Group, for the use of the Bobby Orr Community Centre.

- \$10, 000 payment up front for facility usage, invoices to be deducted as incurred
- Reduction in day time hourly rate \$70/hr + HST for practices. If the day-time ice can be sold at the Council established rate, the practice would be cancelled (provided five (5) days notice.
- Ice time hourly rental rate for games \$124/hr + HST (rental rate will fluctuate January 1st, 2017 based on the Consumer Price Index)
- Hall and meeting room rental rates at the Council established rates
- Provide approval for a qualified contractor to install a ventilation system in dressing room 8; an expense to be split between the Team and the Town
- Provide approval for a qualified locksmith to install new locks on interior doors, and re-key the laneway exit door, and room 8; an expense to be split between the Team and the Town
- Term of use five (5) years, renewal is based on a review of the impacts of the previous season

Carried

9.3.5 One Time Events Grant: Francis Pegahmagabow Commemoration 2016

Unveiling

Spokesperson: April McNamara, Parks and Recreation Manager

Resolution 2016 - 106

Moved by Councillor McCann

Seconded by Councillor Borneman

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

That Council approve the One Time Event Grant allocation to the Francis Pegahmagabow Commemoration 2016 Unveiling, per attached Schedule "A".

Carried

9.3.6 2016 Rotary Dragon Boat Festival

Spokesperson: April McNamara, Parks and Recreation Manager

Resolution 2016 - 107

Moved by Councillor Keith

Seconded by Councillor Saulnier

That Council approve the request from the Parry Sound Dragon Boat Festival to host the 15th annual Parry Sound Dragon Boat Festival fund-raising event on Saturday June 11, 2016 at Waubuno Beach and Park from 8am - 9pm, by waiving fees for park usage as well as waiving the rental fee for the bleacher unit; and

That Council approve the use of an ATV (insured and licensed driver) on the Rotary and Algonquin Regiment Fitness trail for the purpose of equipment transportation on Saturday June 11th from 7am - 9pm.

Carried

9.4 Emergency and Protective Services

9.5 Administration

9.6 Other Business

9.6.1 Reception for Heads of Council-WPS and Chiefs of Georgian Bay First Nations - June 20, 2016

Spokesperson: Mayor Jamie McGarvey

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Resolution 2016 -

Moved by Councillor Borneman

Seconded by Councillor McCann

Whereas as the Francis Pegahmagabow commemorative statue unveiling is taking place on June 21, 2016 at the Charles W. Stockey Centre for the Performing Arts; and

Whereas from the beginning of this project Council and staff for the Town of Parry Sound have provided support for this project commemorating the most highly decorated First Nation's soldier in WWI Corporal Francis Pegahmagabow; and

Whereas a number of First Nation's officials and Chiefs will be attending the ceremony on June 21st at the Stockey Centre; and

Whereas the Mayor, in the spirit of the occasion, has offered to host a reception at the Stockey Centre the evening before, on June 20, 2016, for National Chief Parry Bellegarde, the Chiefs of Georgian Bay First Nations and the Heads of Council for the West Parry Sound area;

Now, Therefore Be It Resolved that in the spirit of regional co-operation, Council for the Town of Parry Sound approves the event and the approximate expense of \$1,120.00 for hosting this reception against the tax stabilization reserve.

The following amendment was proposed:

Moved by Councillor Marshall

Seconded by Councillor Borneman

That the dollar value be amended to \$2,500.00.

Carried

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

The resolution was read in its entirety:

Resolution 2016 - 109

Moved by Councillor Borneman

Seconded by Councillor McCann

Whereas as the Francis Pegahmagabow commemorative statue unveiling is taking place on June 21, 2016 at the Charles W. Stockey Centre for the Performing Arts; and

Whereas from the beginning of this project Council and staff for the Town of Parry Sound have provided support for this project commemorating the most highly decorated First Nation's soldier in WWI Corporal Francis Pegahmagabow; and

Whereas a number of First Nation's officials and Chiefs will be attending the ceremony on June 21st at the Stockey Centre; and

Whereas the Mayor, in the spirit of the occasion, has offered to host a reception at the Stockey Centre the evening before, on June 20, 2016, for National Chief Parry Bellegarde, the Chiefs of Georgian Bay First Nations and the Heads of Council for the West Parry Sound area;

Now, Therefore Be It Resolved that in the spirit of regional co-operation, Council for the Town of Parry Sound approves the event and the approximate expense of \$2,500.00 for hosting this reception against the tax stabilization reserve.

Carried

10. By-laws

10.1 Finance and POA Court Services

10.1.1 Tax Policies - Capping and New to Class / New Construction

Spokesperson: Rob Beaumont, Supervisor of Taxation

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

By-law 2016 - 6630

Being a By-law to specify our Tax Policies, including the claw back percentages, the capping threshold parameters, the minimum tax level for new to class / new construction and to exclude certain properties from the capping program for the year 2016 and to repeal By-law 2016-6600.

Read a **First, Second and Third time, Passed, Signed and Sealed**, this 17th day of May, 2016

10.1.2 Exiting Capped Classes Part IX of the Municipal Act - Industrial and Multi-Residential Classes.

Spokesperson: Rob Beaumont, Supervisor of Taxation

By-law - 2016 - 6631

Being a By-law to end the application of Part IX of the Municipal Act, 2001 c. 25, Limitation on Taxes for Certain Property Classes.

Read a **First, Second and Third time, Passed, Signed and Sealed**, this 17th day of May, 2016

10.2 Public Works

10.3 Development and Leisure Services

10.3.1 ATV By-law

Spokesperson: Taylor Elgie, Principal Planner

By-law 2016 - 6632

Being a By-law to permit and regulate the operation of "Off Road Vehicles" on Town of Parry Sound Municipal Highways.

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

Read a **First, Second and Third time and Defeated**, this 17th day of May, 2016

The following direction was proposed:

Direction Approved (For Direct Staff Follow-up)

That staff be directed to come back to the next Council meeting with a new draft by-law to:

- a) keep ATV's off Parry Sound recreation trails and allow them on all municipal highways; and
- b) that this be considered as a one-year pilot project with reports to Council in November 2016, and March of 2017.

Carried

10.3.2 NOHFC Funding Agreement - Intern - Community Recreation Programmer

Lynn Middaugh, Director of Development and Leisure Services

By-law 2016 - 6633

Being a By-law to authorize the execution of a funding agreement with the Northern Ontario Heritage Fund (NOHFC) for a Community Recreation Programmer Intern.

Read a **First, Second and Third time, Passed, Signed and Sealed**, this 17th day of May, 2016

10.4 Emergency and Protective Services

10.5 Administration

10.6 Other Business

10.6.1 Confirming By-law

The Corporation of the Town of Parry Sound

Council Meeting Minutes May 17, 2016

By-law 2016 - 6634

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 May, 2016

11. Adjournment

The Mayor adjourned the meeting at 9:16 p.m.

Jamie McGarvey, Mayor

Jackie Johnston Boggs, Clerk

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