

The Corporation of The Town of Parry Sound

Council Meeting Minutes June 19, 2018

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Minutes

Date:

June 19, 2018

Time:

7:00 p.m. (Closed 6:15 p.m.)

Location:

52 Seguin Street, Parry Sound, Council Chambers - Gibson Street Entrance

Members Present:

Mayor Jamie McGarvey, Clr. Paul Borneman, Clr. Brad Horne, Clr. Bonnie Keith, Clr. Jim Marshall, Clr. Doug McCann, Clr. Keith Saulnier

Staff Present:

Rob Mens, Jackie Boggs, Peter Brown, Kim Chen, Rob Beaumont, Nicole Mullen, Taylor Elgie, John Este, Caitlyn Dyer

Presentations:

None

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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 2018 - 074

Moved by Councillor McCann

Seconded by Councillor Borneman

That pursuant to Section 239(2) of the Municipal Act, R.S.O. 21, 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. **(Boundary Matter)**
- b) personal matters about an identifiable individual, including municipal or local board employees. **(Internal Staff Issue)**
- c) a proposed or pending acquisition or disposition of land for municipal or local board purposes. **(Two potential Property Purchases)**

Carried

1. Agenda

1.1 Additions to Agenda/Notice of Motion

1.2 Prioritization of Agenda

1.3 Adoption of Agenda

Moved by Councillor Borneman

Seconded by Councillor Horne

That the Council agenda for June 19, 2018 be approved as circulated.

Carried

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

Councillor Saulnier declared a pecuniary interest in Item 9.3.1 Council Approved Sign Application - Georgian Bay Airways - Bay St. due to this being a business transaction. Councillor Saulnier left the room during the discussion and the vote.

2. Public Meeting

n/a

3. Minutes and Matters Arising from Minutes

3.1 Adoption of Minutes

Moved by Councillor Horne

Seconded by Councillor McCann

That the Minutes of the Regular Council meeting held June 5, 2018 and the Special Meeting held June 11, 2018 be approved as circulated.

Carried

3.2 Questions of Staff

Councillor Borneman asked Mr. Brown how the "Handling of Sharps" training by the Health Centre with the public works staff went. Mr. Brown replied that it was a real eye opener to find out how many sharps are handed out by the Health Unit and three other sites. Mr. Brown replied it went well with many questions from staff. They learned how to deal with them on the ground, running through the waste water plant, etc. Staff will

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be coming up with a plan and with a kit with the correct equipment for each public works vehicle.

Borneman asked Mr. Brown regarding the parkette on Avery Court as some complaints were coming in about the state of it. Mr. Brown replied that staff have smoothed things out, spread some topsoil and planted some seeds. Councillor Borneman asked if it was possible to water it as that may help with the maintenance? Mr. Brown stated that if it were up to him he would remove it. These parkettes on cul-de-sac's make it very difficult to deal with road maintenance. Basically, every winter they are ripped up by snow removal on the roads. There was a water tap installed and could be activated but then they would be receiving free water. Every spring staff fix it up as best they can. Mr. Brown doesn't really know what the answer is. Taking it out would not be well received. Councillor Borneman asked that if it is a town park does it get maintained on the same level as others?

Mr. Brown stated that he doesn't consider it a park as it's a place to store snow and little maintenance is done on the parkette.

Councillor Keith wanted to know if the town has a definition for what a park is. Mr. Mens replied that the Parks Management Plan has clear definitions and each of the parks are identified. Cul-de-sacs are not identified as parks or parkettes so resources are not allocated for cul-de-sacs. If Council wanted to go that route we would have to come up with a plan to include in the Parks Management Plan.

Councillor Keith noticed the lines are getting painted what is the status on that? Mr. Brown stated that line painting is contracted out to a provincial outfit which has not adjusted their prices in 5 years. Public Works staff take care of the pedestrian crossings, parking stops, accessible parking stops, etc. and will be working to-night to try to complete it. They are almost done.

Councillor Keith has concerns about motorized wheel chairs driving down Bowes Street have you received any concerns about this? Mr. Brown said he has not received any

concerns, however there will be some changes to the minimum standards for sidewalks. These will come later in the year and will ensure the safety of pedestrians and motorized wheel chairs while using the sidewalks.

4. Correspondence

4.1 Richard and Marilyn Mooder. 16 Rosetta Street

Re: Concerns regarding the flushing of wastewater pipes on Rosetta in 2017 as part of the annual maintenance and how it effected their house.

(Circulated to Mayor and Council and forwarded to Director of Public Works for follow-up)

4.2 Elaine Pelleboer, 7 Redwood Drive

Re: Seeking payment for damage done when a tree on town property fell on her home. Response from Staff provided.

(Circulated to Mayor and Council and Forwarded to Director of Finance for Follow-up)

4.3-4.6 AMO Watchfile, May 17th, May 24th, May 31st, June 7, 2018

Re: Municipal Industry News

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

5. Deputations

5.1 John Meyer and Teryl Faulkner, Parry Sound Area Active 10 mins.

Transportation

Re: Presentation of a proposed Bicycle Route on Bowes Street. The Parry Sound Active Transportation group is suggesting a bike lane along Bowes street and Mr.

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Meyers and Ms. Faulkner provided their Street Diet presentation. A Street Diet is a project that reorganizes the space to allow other modes of transportation.

5.2 Brenda Muller of Whispering River Orchestra 10 mins.

Re: Information regarding the Whispering River Orchestra and the search for a new home for the Orchestra in Parry Sound.

(Withdrawn)

5.3 Bob Holmes presented himself as a long time resident of Parry Sound. He stated he has a good knowledge of the waterfront having spent 71 years on it. He is upset with the state of the waterfront. Has a group of business owners who want to make Parry Sound great again. Mr. Holmes called on the resignation of the Mayor and Council and wants an audit done as he feels there were some improprieties. He called for the Mayor's resignation and arrest. He wants an independent audit done immediately. The Mayor asked Mr. Holmes if he was making accusations of wrongdoing by Council and Mr. Holmes answered yes and continued his accusations. The Mayor cut off Mr. Holmes's deputation as he was making unfounded accusations about Council.

At 7:35 p.m. The Mayor adjourned the meeting briefly to wait until Mr. Holmes was escorted from the Council Chambers by staff in attendance.

The Mayor reconvened the Open session of Council at 7:37 p.m.

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The Mayor asked the gallery and staff to leave the room as Council was going into a closed session to discuss this disruption of the Council meeting.

Resolution 2018 - 075

Moved by Councillor McCann

Seconded by Councillor Borneman

That pursuant to Section 239(2) of the Municipal Act, R.S.O. 21, 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:

- b) personal matters about an identifiable individual, including municipal or local board employees. **(Disruption of Council Meeting)**

The Mayor reconvened the open meeting at 7:45 p.m. and the gallery and staff came back into Chambers.

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 Update provided to Council regarding a personnel matter
- 7.2 Update provided to Council regarding a property purchase
- 7.3 Direction provided to Staff regarding a boundary matter
- 7.4 Update provided to Council regarding a potential property purchase.

8. Consent Agenda

9. Resolutions and Direction to Staff

9.1 Development and Protective Services

9.1.1 Façade Improvement Program Recommendations

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

Resolution 2018 - 076

Moved by Councillor Horne

Seconded by Councillor Keith

That upon the recommendation of the 2018 Façade Improvement Review Committee, Council approves:

- a) 93 James Street (No Ordinary Days) in the amount of \$18,606.61;
- b) 15 James Street (Bearly Used Books) in the amount of \$6,100.00;
- c) 10 Bowes Street (Sound Ideas Audiology) in the amount of \$2,875.00; and
- d) 25 Mary Street (Parry Sound Bikes) in the amount of \$12,418.39.

And further that Agreement Letters be drafted and executed by the successful applicants.

Carried

9.1.2 Consent Application - B 14/2018 (PS) (Downing) - 8 Edward Street

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

Resolution 2018 - 077

Moved by Councillor Borneman

Seconded by Councillor Marshall

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That Consent Application No. B14/2018 (PS) (Downing) - 8 Edward Street, be supported subject to a condition which requires an easement over the drainage course in favour of the Town; and

That the owner of 8 Edward Street be advised that it is their responsibility to restore the drainage course to its original abilities to dispose of stormwater should any drainage issues result from their recent alterations.

Carried

Resolution 2018 - 078

Moved by Councillor Keith

Seconded by Councillor Horne

That the Mayor and Clerk are authorized to execute the easement documentation. That all legal costs to register the easement be paid for by the Town.

Carried

9.1.3 Council Approved Sign Application - Georgian Bay Airways - Bay St.

Spokesperson: John Este, Chief Building Official

Resolution 2018 - 080

Moved by Councillor Horne

Seconded by Councillor Keith

That pursuant to section 3.(4) of the Sign By-law, the Chief Building Official is authorized to issue a permit for a sign on the Bay Street road allowance pursuant to the following conditions and variances:

a) The appearance of the sign shall be substantially according to the application,

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- b) The location of the sign shall be to the satisfaction of the Chief Building Official,
- c) The Town reserves the right to remove or relocate the sign on occasion should the lands be required for municipal purposes,
- d) A permit may be issued pursuant to this resolution, for the summers of 2019 and 2020 upon payment of a fee of \$50 per season, and
- e) All other regulations in the sign by-law continue to apply except for those revised by this resolution.

Carried

9.2 CAO's Office / Administration

9.2.1 2018 International Sports Heritage Association Conference, San Francisco, California

Spokesperson: Caitlyn Dyer, Bobby Orr Hall of Fame Curator

Resolution 2018 - 079

Moved by Councillor McCann

Seconded by Councillor Marshall

That Council authorizes Caitlin Dyer to attend the 2018 International Sports Heritage Association Conference in San Francisco, California September 26th - 28th, 2018, further to By-law No:2008-5173 which requires prior Council approval for attendance at seminars, conferences and conventions outside of the Province of Ontario.

Carried

9.2.2 Council Member Pregnancy, Birth and/or Adoption of Child Leave Policy

Spokesperson: Jackie Boggs, Clerk

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Resolution 2018 - 081

Moved by Councillor Horne

Seconded by Councillor Keith

Whereas the Ontario government passed legislation under Bill 68, *Modernizing Ontario's Municipal Legislation Act*; and

Whereas the Bill received Royal Assent on May 30, 2017 and is now in effect; and

Whereas a number of Ontario Regulations were provided with the Bill; one of which was the policy development of a Pregnancy/Parental Leave policy by all Ontario municipalities;

Now, therefore be it resolved that Council for the Town of Parry Sound approve the *Council Member Pregnancy, Birth and/or Adoption of Child Leave Policy* attached as Schedule "A".

Carried

9.2.3 Second Quarter Goal Plans Update

Spokesperson: Rob Mens, C.A.O.

Resolution 2018 - 082

Moved by Councillor Borneman

Seconded by Councillor Marshall

That Council approves the June 2018 Second Quarter Goal Plan update, attached as Schedule "A".

Carried

9.3 Finance and POA Court Services

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9.3.1 2017 Annual Investment Report

Spokesperson: Kim Chen, Director of Finance

Resolution 2018 - 083

Moved by Councillor Borneman

Seconded by Councillor Marshall

That Council accepts the 2017 Annual Investment Report and the attached Schedule "A" in accordance with Town's Investment Policy.

Carried

9.4 Public Works

9.5 Other Business

10. By-laws

10.1 Development and Protective Services

10.2 CAO's Office/Administration

10.2.1 Amendments to the Election Sign By-law

Spokesperson: Jackie Boggs, Clerk

By-law 2018 - 6838

Being a by-law to regulate Election Signs in the Town of Parry Sound in federal, provincial and municipal elections and to repeal By-law 2018-6831.

Read a First and Second time,

The following amendment was proposed:

Moved by Councillor Keith

Seconded by Councillor McCann

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That Section 2.9 a) and 3.2 a) are amended as follows:

"the signs are no larger than .99 square metres (10.75 sq. ft.)"

Carried

Read a Third time, Passed, Signed and Sealed this 19th day of June, 2018

10.3 Finance/POA Court Services

10.3.1 DBA Lease Agreement Renewal

Spokesperson: Kim Chen, Director of Finance

By-law 2018 - 6839

Being a by-law to authorize the execution of an agreement between the Parry Sound Downtown Board of Management and the Corporation of the Town of Parry Sound for a lease renewal for use of a specified portion of the Municipal Office.

Read a First, Second and Third time Passed Signed and Sealed this 19th day of June, 2018.

10.3.2 By-law to specify claw back percentages for 2018 property taxes

Spokesperson: Rob Beaumont, Manager of Revenue & Taxation

By-law 2018 - 6840

Being a By-law to Specify the "Claw-back Percentages" in Respect of Properties in the Commercial Class for 2018 Taxation Year.

Read a First, Second and Third time, Passed Signed and Sealed this 19th day of June, 2018.

10.4 Public Works

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10.4.1 Union Gas Franchise Agreement

Spokesperson: Peter Brown, Director of Public Works

By-law 2018 - 6841

Being a by-law to execute the Union Gas Franchise Agreement and repeal by-law 98-4008.

Read a First and Second time,

Third Reading to take place at a future date.

Resolution 2018 -

Moved by Councillor Keith

Seconded by Councillor Horne

That Council hereby resolve that:

1. This Council approves the form of draft by-law and franchise agreement attached as Schedule "A" and authorizes the submission thereof to the Ontario Energy Board for approval pursuant to the provisions of Section 9 of The Municipal Franchises Act; and
2. This Council requests that the Ontario Energy Board make an Order declaring and directing that the assent of the municipal electors to the attached draft by-law and franchise agreement, attached as Schedule "A", pertaining to the Corporation of the Town of Parry Sound is not necessary pursuant to the provisions of Section 9(4) of the Municipal Franchises Act; and
3. That the Clerk be directed to provide Union Gas with four certified true copies of this resolution and attachment per their request.

The following amendment was proposed:

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Moved by Councillor Borneman

Seconded by Council Marshall

That the word "draft" in front of the word by-law be removed.

Carried

Resolution 2018 - 084

Moved by Councillor Keith

Seconded by Councillor Horne

That Council hereby resolve that:

1. This Council approves the form of by-law and franchise agreement attached as Schedule "A" and authorizes the submission thereof to the Ontario Energy Board for approval pursuant to the provisions of Section 9 of The Municipal Franchises Act; and
2. This Council requests that the Ontario Energy Board make an Order declaring and directing that the assent of the municipal electors to the attached by-law and franchise agreement, attached as Schedule "A", pertaining to the Corporation of the Town of Parry Sound is not necessary pursuant to the provisions of Section 9(4) of the Municipal Franchises Act; and
3. That the Clerk be directed to provide Union Gas with four certified true copies of this resolution and attachment per their request.

Carried

10.5 Other Business

10.5.1 Confirming By-law

By-law 2018 - 6842

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Being a By-law to confirm the proceedings of Council for June 19, 2018.

Read a First, Second and Third time, Passed Signed and Sealed this 19th day of June, 2018.

11. Adjournment

The Mayor adjourned the meeting at 8:50 p.m.

Mayor Jamie McGarvey

Jackie Johnston Boggs, 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.