

The Corporation of The Town of Parry Sound

Council Meeting Minutes December 18, 2018

This meeting was live streamed, recorded and is available on the internet by visiting the Town of Parry Sound's website at www.parrysound.com.

Minutes

Date:

December 18, 2018

Time:

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

Location:

52 Seguin Street, Council Chambers, Gibson Street Entrance

Members Present:

Mayor McGarvey, Councillor Backman, Councillor Borneman, Councillor Burden, Councillor Horne, Councillor Keith, Councillor McCann

Staff Present:

Clayton Harris, Jackie Johnston Boggs, Dave Thompson, Peter Brown, Kim Chen, Taylor Elgie, Forrest Pengra, Rebecca Johnson, John Este

Presentations:

n/a

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:

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Resolution 2018 - 141

Moved by Councillor Burden

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 matters pertaining to:

b) personal matters about an identifiable individual, including municipal or local board employees. **(Appointments to Boards and Committees);**

d) labour relations or employee negotiations; **(Non-union Salary Schedule);
(Personnel Update)**

(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; **(Assessment appeal/court application);
(Planning Matter)**

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 Keith

That the Council agenda for December 18, 2018 be approved as circulated.

Carried

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

1.4.1 Brad Horne declared a pecuniary interest in Item 9.2.1 - 2019 Land Ambulance Budget, as his spouse is the CFO-CIO of the West Parry Sound Health Centre and the accounting staff were involved in the contract process. Councillor Horne left the room during Council deliberation and the vote.

1.4.2 Vanessa Backman declared a pecuniary interest in Item 9.3.2 - Support the Creation of a Founders Circle in Parry Sound, as Parry Sound Muskoka Community Network provides remuneration from grant funding to herself through her clients. Councillor Backman left the room during Council deliberation and the vote.

2. Public Meeting

Moved by Councillor Borneman

Seconded by Councillor McCann

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

Carried

2.1. Public Consultation on Permitting Cannabis Retail Stores in Parry Sound.

Council held a public meeting to hear any interested persons with regards to retail cannabis stores in the Town of Parry Sound, as the province has requested municipalities to either opt-in or opt-out of permitting cannabis retail stores.

After the Mayor adjourned the regular meeting and declared the public meeting open, the Clerk advised that notice of the public meeting was placed on the Town website and posted in two newspapers. The Mayor asked first for any persons in favour of the

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location of retail cannabis stores in Parry Sound to address Council, followed by those opposed, with the following persons making presentations:

2.1.1 Thomas Dowswell, resident of Parry Sound spoke in favour of the Town opting in to retail cannabis stores located in Parry Sound. Mr. Dowswell advised that he has a prescription for cannabis, he has license to carry and possess cannabis and he has information from Health Canada that explains usage. In consideration of the cost to purchase cannabis, Mr. Dowswell advocated that cannabis and hemp should be able to be sold in Parry Sound and that there be a community grow-op or plot to grow needed meds.

2.1.2 Joe Bossart, resident of Parry Sound, spoke in favour of the Town opting in to retail cannabis stores located in Parry Sound. Mr. Bossart said that with the legalization of cannabis, it should be treated as other legal substances are such as alcohol. He advocated that people be able to access it locally, and not have to purchase only on-line or from retail locations outside Parry Sound, or resort to the black market. He noted that with a retail location, taxes levied helps ensure compliance.

2.1.3 Bob Holmes, resident of Parry Sound, spoke in favour of the Town opting in to retail cannabis stores located in Parry Sound. Mr. Holmes advised that he has been using medical marijuana for approximately 2.5 years, and that he has plans for an underground grow-op to reduce costs for heat and security. Mr. Holmes advised that having proper stores for the retail sale of cannabis is a better option than people stealing.

2.1.4 Ruth Beattie and Nancy Regan, of Parry Sound High School Parent Council spoke in opposition to the possibility of retail cannabis stores located in Parry Sound. Citing research and news reports in a prepared power point presentation, Ms. Regan expressed concern for the 800 high school and intermediate school students who would have greater ease of access to recreational marijuana with legalization and the location of a retail cannabis store in Parry Sound. Ms. Regan cited medical professionals'

concern with marijuana use by teenagers, noting a correlation between addiction, brain damage and adolescent use of marijuana. Ms. Regan claimed that with vapes available for sale in two locations near the High School, vaping has reached epidemic proportions amongst High School students. Ms. Regan closed by questioning whether the Town is prepared to risk the impacts of increased access to cannabis for our youth, and requested that the Town ban the opening of a cannabis store in Parry Sound.

Moved by Councillor Borneman

Seconded by Councillor Burden

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

Carried

2.2 Cannabis Retail Stores and the Municipal Option to Permit or Prohibit

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

Following the Public Meeting, Mr. Elgie provided for information purposes, a written report to Council on the legislation surrounding the municipal option to permit or prohibit the location of retail cannabis stores within the municipality and the responsibilities at the various levels of government. In addition, Mr. Elgie noted that of the 21 written responses received to date, 19 were in favour of locating retail cannabis stores in Parry Sound. Mr. Elgie also noted that the Downtown Business Association had undertaken a survey of members, and the Chamber of Commerce had undertaken two surveys with the following respective results: 82% in favour; 74.3% in favour; and 66.4% in favour.

3. Minutes and Matters Arising from Minutes

3.1 Adoption of Minutes

Moved by Councillor Horne

Seconded by Councillor Borneman

That the Minutes from the Inaugural Council meeting held December 11, 2018 be approved as circulated.

Carried

3.2 Questions of Staff

3.2.1 Councillor Keith inquired of Director of Public Works Peter Brown as to the situation on Beatty Street. Mr. Brown noted that this was the first and hopefully last watermain break for the season and that crews working since 11:00 A.M. this morning were close to having repairs completed within the next hour or two. Mr. Brown also noted that the dead-end nature of the street gave the advantage of relatively less traffic disturbance.

4. Correspondence

4.1 Julia Mader, Keep Waubuno Green

Re: Request that an alternative location to the Waubuno Beach Park be considered for the proposed splash pad.

Circulated to Mayor & Council, and forwarded to the Manager of Parks & Recreation for follow-up.

4.2 Colleen Moore, Parry Sound resident

Re: Opposition to proposed splash pad and request to support pool instead.

Circulated to Mayor & Council, and forwarded to the Manager of Parks & Recreation for follow-up.

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4.3 Peter Scotland, Parry Air H.T.G.

Re: Parking by-laws in place at lower end of James Street.

Circulated to Mayor & Council, and forwarded to the By-law Enforcement Officer who has followed-up indicating appreciation for the comments provided as the department considers amendments to the Parking By-law.

4.4 Jim Marshall, Chair, West Parry Sound District Museum

RE: Request for 2019 contribution of \$31,800 from the Town of Parry Sound.

Circulated to Mayor & Council, and forwarded to Director of Finance for consideration in the 2019 budget.

4.5 Susan Hrycyna, DBA Executive Administrator

Re: Appointment of Directors for term 2019-2022.

Circulated to Mayor & Council, and forwarded to the Clerk with respect to appointments to Boards and Committees.

4.6 AMO Watch File - December 6, 2018

Re: Municipal Industry News

Circulated to Mayor, Council and relevant staff and included in the e-agenda

5. Deputations

5.1 Julia Mader, Conrad van der Valk, Keep Waubuno Green

Re: Request that an alternative location to the Waubuno Beach Park be considered for the proposed splash pad.

On behalf of a group called "Keep Waubuno Green", Ms. Mader presented Council with a petition signed by nearly 200 people in opposition to installing a splash pad at Waubuno Beach Park. Ms. Mader noted that petitioners signed to the following

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statement: "We, the undersigned, request the Mayor and Council of Parry Sound to preserve the natural beauty of the park at Waubuno Beach. We are opposed to the plan to establish a splash pad on the grassy area of the park. This area is used by families, groups and for community gatherings. Please locate the proposed splash pad in a different location and Keep Waubuno Green."

In addition, Ms. Mader noted that the natural setting is a feature and identity of Parry Sound; that there are already services for young children at the beach with available life guards, swimming lessons, and playground equipment; and that the grassy area is used extensively by people of all ages for a variety of activities. Ms. Mader suggested that splash pads are a present-day fashion, and will ultimately lose their appeal, requiring future removal of any installed splash pad concrete and re-installation of the grass.

Mr. van der Valk addressed Council in support of Ms. Mader's deputation, noting observations from Janet Patterson, that best practices for child development endorse a movement away from concrete towards the natural.

5.2 Peter Scotland, Parry Air H.T.G.

Re: Parking by-laws in place at lower end of James Street.

Mr. Scotland addressed Council noting that he has had a business at the lower end of James Street and has been parking in front of his business for about 20 years. The nature of his business is such that he leaves and returns to the business site attending to calls numerous times each day, putting him in violation of the parking by-law and subjecting him to tickets. Mr. Scotland noted that he is willing to pay for parking and/or purchase a permit and hopes to come to some resolution of this problem. Mr. Scotland noted that at this end of the street there is little commercial shopping - with offices, his business and one restaurant nearby.

In response to questions posed to the Director of Development & Protective Services regarding the problem, Dave Thompson responded that it is the intention of the By-law

Department to bring forward changes to the By-law in the first quarter of 2019; that in the meantime, the Department is required to follow Council's approved By-law consistently; that there is a current focus of Departmental work based on the season and staffing, and that he would be pleased to meet with the deponent to look at solutions.

5.3 Jim Marshall, and Nadine Hammond, Curator/Manager, Museum on Tower Hill

Re: 2018 Museum statistics and 2019 Museum special exhibits

Ms. Hammond provided a report on 2018 activities of the Museum on Tower Hill, and on plans for 2019, including annual funds set aside for future capital repairs, and a special donation of an Ottawa, Arnprior and Parry Sound Railway model to be installed, resulting in some additional building repairs to accommodate it.

5.4 Elise Rensonnet

Re: Appealing By-law 2018-6874 regarding rezoning to permit Acorn Ridge Development on Louisa Street.

Elise Rensonnet addressed Council regarding her opposition to the proposed Acorn Ridge Development, furthered by the rezoning permitted by Council's passing of By-law 2018-6874. Ms. Rensonnet noted that her concerns previously stated have not been addressed, and that she will be appealing the decision to the Local Area Planning Tribunal.

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 Council provided direction to staff related to a planning matter

7.2 Resolution 2018-142

Moved by Councillor Borneman

Seconded by Councillor Burden

That Council hereby approves the appointment of lay members of the public to various Boards, Commissions and Committees as identified in Schedule "A" attached.

Carried

Resolution 2018-143

Moved by Councillor Borneman

Seconded by Councillor Burden

That Council hereby approves appointments of members of Council and staff to various Boards, Committees and Commissions as identified in Schedule "A" attached.

Carried

7.3 Council provided direction to staff related to the non-union salary schedule

7.4 Council provided direction to staff related to an assessment appeal/court application.

8. Consent Agenda

9. Resolutions and Direction to Staff

9.1 Public Works

9.2 Development and Protective Services

9.2.1 2019 Land Ambulance Budget

Spokesperson: Dave Thompson, Director of Development & Protective Services

Resolution 2018-144

Moved by Councillor Backman

Seconded by Councillor Keith

That upon recommendation of the EMS Advisory Committee, the Council of the Town of Parry Sound adopts the 2019 Land Ambulance Budget in the amount of \$9,734,405.00.

Carried

9.3 CAO's Office/Administration

9.3.1 Recognizing Employer Support of our Volunteer Firefighters

Spokesperson: Clayton Harris, CAO

Direction Approved (for Direct Staff Follow-up):

That Mayor and Council send a letter of appreciation to those employers that permit their employees to respond to emergency calls during work and to those who are self-employed.

Carried

9.3.2 Support the Creation of a Founders Circle in Parry Sound

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Spokesperson: Clayton Harris, CAO

Resolution 2018-145

Moved by Councillor Keith

Seconded by Councillor Horne

That Council hereby supports the Parry Sound Muskoka Community Networks (PMCN) initiative to create a Founders Circle in Parry Sound by the Town becoming a member at a cost of \$1,000 annually.

Carried

9.4 Finance and POA Court Services

9.4.1 General Insurance Renewal and Cyber Insurance

Spokesperson: Kim Chen, Director of Finance & POA Court Services

Resolution 2018-146

Moved by Councillor Keith

Seconded by Councillor Backman

That Council hereby approves the renewal of the Corporation's general insurance policy with BFL Canada at the premium of \$283,050 plus tax for the one-year period ending December 15, 2019; and

That Council hereby approves the purchase of a cyber insurance policy from BFL Canada at the premium of \$12,494.00 for the period from the policy inception date to December 15, 2019.

Carried

9.5 Other Business

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9.5.1 Status Update on the Parry Sound Area Cultural and Recreation Master Plan

Spokesperson: Councillor Vanessa Backman

Direction Approved (for Direct Staff Follow-up):

That staff be directed to provide a status update on the Parry Sound Area Cultural and Recreation Master Plan as part of upcoming budget deliberations, for consideration of 2019 budget allocation for a revised or new Parry Sound Parks, Recreation and Culture Master Plan.

Carried

10. By-laws

10.1 Public Works

10.2 Development Protective Services

10.3 CAO's Office/Administration

10.4 Finance and POA Court Services

10.4.1 2019 Interim Tax Levy

Spokesperson: Rob Beaumont, Manager Revenue & Taxation

By-law 2018 - 6886

Being a By-Law to provide for an interim tax levy, for the payment of taxes, and for penalty and interest at 1 1/4 percent per month for the 2019 taxation year.

Read a First, Second and Third time, Passed, Signed and Sealed, this 18th day of December 2018.

10.5 Other Business

10.6.1 Confirming by-law

By-law 2018 - 6887

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

Read a First, Second and Third time, Passed, Signed and Sealed, this 18th day of December 2018.

11. Adjournment

11.1 The Mayor adjourned the open Council meeting at 8:40 p.m. to convene a closed meeting at 8:50 p.m. pursuant to Section 239(2) of the Municipal Act, R.S.O. 2001, Chapter 25, as amended, in order to address unfinished matters from the 6:00 p.m. Closed Meeting pertaining to:

d) labour relations or employee negotiations; **(Personnel Update)**

11.2 The Mayor adjourned the closed meeting at 9:45 p.m.

11.3 The Mayor reconvened the open meeting for ratification of matters from Closed Agenda:

Council provided direction to staff related to a personnel matter.

11.4 The Mayor adjourned the open meeting at 9:50 p.m.

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*

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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.

Mayor Jamie McGarvey

Rebecca Johnson, Clerk