

The Corporation of The Town of Parry Sound

Council Meeting Minutes August 13, 2019

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Minutes

Date:

August 13, 2019

Time:

7:00 P.M. (5:30 PM 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:

CAO Clayton Harris, Clerk Rebecca Johnson, Director of Development & Protective Services Dave Thompson, Director of Public Works Peter Brown, Director of Finance Stephanie Phillips, Manager of Building & Planning Taylor Elgie, Manager of Parks & Recreation April McNamara, Manager of Infrastructure & Technology Forrest Pengra

Presentations: N/A

Resolution 2019 - 077

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Moved by Councillor Borneman

Seconded by Councillor McCann

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 matter about an identifiable individual, including municipal or local board employees, **(conflict of interest opinion)**;

c) a proposed or pending acquisition or disposition of land for municipal or local board purpose, **(potential property disposal), (2 potential property purchases)**;

e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board, **(municipal election court application update), (contractor services)**;

f) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose **(municipal election court application update), (conflict of interest opinion), (servicing agreement)**;

n) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board, **(potential property purchase), (boundary negotiations)**.

Carried

1.1 Additions to Agenda/Notice of Motion

1.2 Prioritization of Agenda

1.2.1 Mayor McGarvey prioritized item 10.4.1 Rezoning Application - Z/19/08 - 1 College Drive (Canadore College Board of Governors) to be considered after Deputations.

1.3 Adoption of Agenda

Moved by Councillor Keith

Seconded by Councillor Backman

That the Council agenda for August 13, 2019 be approved as amended.

Carried

1.4 Disclosure of Pecuniary Interest and the General Nature Thereof

1.4.1 Mayor McGarvey declared pecuniary interest on item 10.4.2 Home Hardware Lease Agreement as he works for another Home Hardware store. Mayor McGarvey left the room for the item, did not participate in discussion nor vote on the item.

2. Public Meeting

2.1 Official Plan Amendment No. 3 and Zoning By-law Amendment - Z/19/6 - Smith Crescent (YMCA/Wickman)

Moved by Councillor Horne

Seconded by Councillor Burden

That we do now adjourn the regular meeting and declare the Public Meeting open

Carried

Subsequent to an explanation of how the public was notified of application Z/19/6 Smith Crescent (YMCA/Wickman), Manager of Building & Planning Services Taylor Elgie gave an explanation of the purpose of the proposed concurrent Official Plan Amendment (OPA) and Zoning By-law Amendment (ZBA), being to re-designate the lands from Public Open Space to Rural Residential.

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Mayor McGarvey invited those in favour of the proposed OPA and ZBA to address Council.

No one spoke in favour.

Mayor McGarvey invited those in opposition of the proposed OPA and ZBA to address Council.

June Smith addressed Council on behalf of herself and husband Verne who live at 40 Smith Crescent in a house built by her husband's family 60 years ago, and separated from the open space by the driveway on Smith Crescent going into the YMCA property.

Ms. Smith expressed concern about the potential for environmental harm as a result of the proposed rezoning and development, including the loss of wetlands which are a critical part of the environment and have a complex ecosystem. Ms. Smith also expressed concern that blasting might compromise the structure of their house, and well.

In conclusion, Ms. Smith requested that the proponents provide a detailed environmental assessment and engineering report outlining the impact of a building project on the ecosystem and existing neighbourhood buildings, prior to considering the zoning by-law amendment.

Mr. Elgie reported that one letter had been received in opposition, also from June & Verne Smith outlining similar concerns to that given orally by Ms. Smith this evening.

Mayor McGarvey concluded the public meeting with notice that objections to the passing of either of the amendments will be received by the Clerk within 20 days from the date such notice is given, which objections will be forwarded to the Local Planning Appeal Tribunal. If an appeal is submitted and the appellant has not provided Council

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with an oral or written submission before the passing of the by-law, the Local Planning Appeal Tribunal may choose to dismiss the appeal

Moved by Councillor Borneman

Seconded by Councillor McCann

That we do now declare the public meeting closed.

Carried

3. Minutes and Matters Arising from Minutes

3.1 Adoption of Minutes

Moved by Councillor McCann

Seconded by Councillor Backman

That the Minutes from the Regular Council meeting held July 16, 2019 be approved as circulated.

Carried

3.2 Questions of Staff

3.2.1 In response to Councillor Keith's inquiry regarding a strong odour coming from a storm drain experienced in particular during dry spells, on the east side of James Street near the theatre and County Gourmet, Director of Public Works, Peter Brown said that this problem has been noted in a few other locations in the downtown and the concern is that it may be an illegal sanitary sewer connection into the storm sewer. Mr. Brown said that the Town has hired a contractor to run a lateral camera up the storm sewer,

and the work is scheduled in the next week or so, early morning before traffic starts with results expected within a few weeks after the camera work.

3.2.2 In response to Councillor Borneman's inquiry as the status of Waubeek and Isabella Street projects, Mr. Brown provided some details on project status supporting his summary that the projects were going well, on time, and should be finished before end of the construction season.

3.2.3 In response to Councillor Borneman's inquiry as to the status of the BOCC renovation project, Manager of Parks & Recreation April McNamara reported that the BOCC renovation project is going well and on time, with walls painted last week, boards up this week and that ice should be in ready for the season start in September.

3.2.4 In response to Councillor Backman`s inquiry as to the tree planting program, Manager of Parks & Recreation April McNamara reported that a tree assessment was undertaken in early summer, with some trees removed in Market Square and on William Street, and that trees will be replanted in late fall at two trees for every one taken down.

4. Correspondence

4.1a Peter Scully

RE: Request for traffic calming sign on Church St. at McMurray

Referred to Director of Public Works for follow-up.

4.1b Peter Scully

RE: Appreciation for traffic calming sign on Church St. at McMurray

4.2 Barbara O'Brien

RE: Advocacy for Splash Pad

Circulated to members of Council and Manager of Parks & Recreation

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4.3 CUPE (Canadian Union of Public Employees)

RE: Request for Proclamation of October 24th as Child Care Worker & Early Childhood Educator Appreciation Day

Covered by a resolution under item 8.1 on agenda.

4.4 David Coles, Chair, Downtown Business Association

RE: Advocacy for Reinstatement of Waterfront Advisory Committee

Circulated to members of Council and the CAO for consideration

4.5 Dave Coles, Chair, Downtown Business Association

RE: Request Town's assistance in helping keep downtown clean and beautiful.

Circulated to members of Council, to the Director of Public Works and Manager of Parks & Recreation

4.6 Dave Coles, Chair, Downtown Business Association

RE: Request Town's assistance in addressing safety in the downtown area, including an invitation to participate in a walk-about tomorrow evening to go over issues.

Circulated to members of Council with some available to attend the walk about

4.7 David Sweetnam, Executive Director Georgian Bay Forever

RE: Responses to Council 3 questions raised at GBF June 4th, 2019 deputation regarding: Phragmites and invasive species funding, Parry Sound deployments of the Autonomous Underwater Vehicle (AUV), and data sharing from shoreline cleanups.

Circulated to members of Council and filed.

4.8 Indigenous Services Canada

RE: Wasauksing Swing Bridge - Public Consultation re: future operations, to be held 6 PM Wednesday, August 21st at the Bobby Orr Community Centre.

Circulated to members of Council and posted on bulletin board.

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4.9 Michelle Sims

RE: Request for 4-way stop at James/William/Rosetta intersection

Circulated to Council members for consideration on direction and to the Director of Public Works.

4.10 Shawanaga First Nation

RE: Invitation to Annual Pow Wow August 17-18, 2019, and in particular an invitation to include the Town flag in the Grand Entry.

Circulated to members of Council, with a response of the Mayor's regrets to be sent.

5. Deputations

5.1 Linda West, Hands Off Our Trees

RE: Potential loss of trees along Fitness Trail as a result of proposed development

Linda West addressed council from a power point presentation requesting that the existing open space zoning as identified just west of the Fitness Trail remain so. Ms. West referred to the Town's website which references the Town's Trail Master Plan of 2015 listing the Waterfront Trail as one of the Amazing Places. Ms. West also noted that the Waterfront Trail contributes to the Town economy, as tourist trail users purchase goods and use services in the community. Ms. West also referred to the physical and mental health benefits of walking and that a return walk along the Fitness Trail between Salt Dock Road and Bay Street is the equivalent of 2 miles, a recommended daily minimum exercise.

Ms. West expressed concern that the proposed development will not improve Waterfront Trail users' health, and instead will likely have negative results. Ms. West concluded by noting that many communities are trying to achieve what Parry Sound has done with respect to physically connecting greenways, trails, open space corridors, waterways and natural areas; and asked why not leverage the Trail Master Plan.

5.2 Vince Kulchycki – Chief Operating Officer, and Jennifer Montpetit – Advanced Planning and Communications Lead, Lakeland Holding Ltd.

RE: SPEEDIER and DEMOCRASI projects as part of ToPS-Lakeland solar agreement

Vince Kulchycki and Jennifer Montpetit addressed Council from a prepared power point presentation on two new projects.

The project objective of SPEEDIER (Smart, Proactive, Enabled, Energy Distribution; Intelligently, Efficiently, Responsive), is to shift towards a net-zero smart community through among other initiatives: increasing solar and energy storage; reducing load on locally constrained transmission stations; electric vehicle (EV) adoption reducing greenhouse gas; developing a net metering solution utilizing solar and waterpower; developing greater automation and integration within the utility environment; developing smart residential demand management via controllable hot water tanks EV chargers and battery storage.

The problem identified in the project DEMOCRASI is that Distributed Energy Resources (DER) aggregators provide their services through the distribution network to the system operator at a cost to local distribution companies, leading to grid instability and asset degradation, thereby increasing the need for higher capital expenditures borne by ratepayers.

The project objectives are to expand from single feeder to complete network, leading Parry Sound to reach the net-zero goal; and management and control of various DERs (Hydro, hot water heaters, demand response, solar, EVs, batteries (residential and substation)).

6. Mayor & Councillors' Reports

Mayor & Council members gave reports on meetings attended and matters arising.

7. Ratification of Matters from Closed Agenda

7.1 Wellness Centre & Pool Committee

Moved by Councillor Keith

Seconded by Councillor McCann

That Council supports the CAO continuing in his role on the CAO Wellness Centre and Pool Committee.

Carried

7.2 Big Sound Marina Divestiture

Spokesperson: Dave Thompson, Director of Development & Protective Services

By-law 2019 - 6947

Being a By-law to authorize the execution of an agreement with Her Majesty the Queen in right of Ontario as represented by the Minister of Fisheries and Oceans for the divestiture of the Big Sound Marina.

Read a First, Second and Third time, Passed, Signed and Sealed

8. Consent Agenda

8.1 19th Annual Child Care Worker & Early Childhood Educator Appreciation Day

Resolution 2019 - 078

Moved by Councillor Burden

Seconded by Councillor McCann

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Whereas years of research confirms the benefits of high-quality child-care for young children's intellectual, emotional, social and physical development and later life outcomes; and

Whereas child-care promotes the well-being of children and responds to the needs of parents and the broader community by supporting quality of life so that citizens can fully participate in and contribute to the economic and social life of their community; and

Whereas trained and knowledgeable Early Childhood Educators and child-care staff are the key to quality in early learning and child-care programs and champions for children;

Therefore Be It Resolved that October 24, 2019 be designated the 19th annual "Child Care Worker & Early Childhood Educator Appreciation Day" in recognition of the education, dedication and commitment of child care workers to children, their families and quality of life of the community.

Carried

9. Resolutions and Direction to Staff

9.1 CAO's Office/Administration

9.1.1 Civic Scholarship Award

Spokesperson: Clayton Harris, CAO

Resolution 2019 - 079

Moved by Councillor Burden

Seconded by Councillor Borneman

That upon the recommendation of the Scholarship Committee, Council awards the 2019 Civic Scholarship to Nicole Babcock-Ritchie in the amount \$500.00.

Carried

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9.1.2 Parks & Recreation Master Plan: Letter of Invitation to Participate

Spokesperson: April McNamara, Manager of Leisure Services

Direction (For Direct Staff Follow-up)

Moved by Councillor Backman

Seconded by Councillor Keith

That staff send the invitation to the Municipality of McDougall & Seguin Township to participate in an Area Parks & Recreation Master Plan (or update) per Schedule A.

The following amendment was moved:

Moved by Councillor Backman

Seconded by Councillor Borneman

That the invitation to the Municipality of McDougall and Seguin Township to participate in the update of the Parks and Recreation Master Plan be extended to the other 4 municipalities in West Parry Sound and to the First Nation Communities of Wasauksing and Shawanaga.

Amendment Carried

The amended direction was voted on:

Direction carried as amended

9.1.3 Market Square Park - Public Wi-Fi Hours of Service

Spokesperson: April McNamara, Manager of Leisure Services

Direction (For Direct Staff Follow-up)

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Moved by Councillor Backman

Seconded by Councillor Horne

That Council direct staff to contact Vianet and have the public Wi-Fi hours in Market Square Park amended to be available from 7am - 7pm daily.

Carried

9.1.4 Memorial Bench & Tree Policy

Spokesperson: April McNamara, Manager of Parks & Recreation

Resolution 2019 - 080

Moved by Councillor Burden

Seconded by Councillor Borneman

That Council approve the combined Memorial Bench & Tree Program, per Schedule A.

Carried

9.1.5 Appointments to Library Board and EMS Advisory Committee

Spokesperson: Rebecca Johnson, Clerk

Resolution 2019 - 081

Moved by Councillor Horne

Seconded by Councillor Keith

That Resolution 2018-142 appointing individuals to various Boards and Committees, be amended by ratifying Parry Sound Public Library Board appointments of Tom Lundy representing the Township of The Archipelago, Susan Murphy representing the Township of Carling, Lynne Gregory representing the Municipality of McDougall; and

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that Colleen O`Hare be appointed as a member at large instead of representing the Town of Parry Sound; and

That Resolution 2018-143 appointing members of Council and staff to various Boards and Committees be amended by removing Dave Thompson from the Parry Sound District Emergency Medical Services Advisory Committee, as Mr. Thompson is a staff resource person, not a Committee member.

Carried

9.1.6 Exemption Received from Provincial Approval of Official Plan Amendments

Spokesperson: Clayton Harris, CAO

Direction

Moved by Councillor Horne

Seconded by Councillor Keith

That the report be received for information purposes.

Carried

9.2 Finance and POA Court Services

9.3 Public Works

9.4 Development and Protective Services

9.4.1 Big Sound Marina - Floating Breakwater and Dock C replacement

Spokesperson: Dave Thompson, Director of Development & Protective Services

Resolution 2019 - 082

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Moved by Councillor Horne

Seconded by Councillor Keith

That the Council for the Town of Parry Sound authorize staff to develop a Request for Design Build services in conjunction with Tatham Engineering for the replacement of the floating breakwater and Dock C at Big Sound Marina; and further

further that staff release an RFP for replacement of the Floating Breakwater and Dock C as a Design Build project.

Carried

9.5. Other Business

9.5.1 Deposit/Return Program for Single Use Plastic/Aluminum/Metal Drink Containers

Spokesperson: Councillor Keith

Resolution 2019 - 083

Moved by Councillor Backman

Seconded by Councillor Horne

WHEREAS the Province of Ontario, through the Ministry of the Environment, Conservation and Parks, has posted a discussion paper entitled "Reducing Litter and Waste in our Communities"; and

WHEREAS producer responsibility has not been adequately addressed by the Province of Ontario; and

WHEREAS a successful deposit-return program for single use plastic, aluminum and metal drink containers has been in existence in other Provinces in Canada including Newfoundland, Nova Scotia and British Columbia; and

WHEREAS these successful programs have eliminated many of these containers from the natural environment;

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THEREFORE BE IT RESOLVED THAT the Council of the Town of Parry Sound endorses the Corporation of the Town of Halton Hills' Resolution 2019-0141 calling upon the Province of Ontario, through the discussion paper entitled "Reducing Litter and Waste in our Communities", to review and implement a deposit/return program for all single use plastic, aluminum and metal drink containers; and further

THAT that the Province of Ontario review current producer requirements and look for extended producer responsibility for all packaging; and further

THAT a copy of this motion be sent to the Premier of Ontario; the Minister of the Environment, Conservation and Parks; the Minister of Municipal Affairs; the Association of Municipalities of Ontario and all municipalities in the Province of Ontario.

Defeated

The following direction was moved:

Moved by Councillor Keith

Seconded by Councillor McCann

That staff draft a resolution for the next Council meeting, incorporating information from Halton Hill's Resolution 2019-0141 regarding deposit/return program, in addition to new information as provided by Special Advisor David Lindsay in his report on Recycling and Plastic Waste,

Direction Carried

9.5.2 Opposition to Changes in 2019 Provincial Budget and Planning Act

Spokesperson: Councillor Borneman

Resolution 2019 - 084

Moved by Councillor Horne

Seconded by Councillor Keith

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BE IT RESOLVED that Council for the Corporation of the Town of Parry Sound, accepting the facts and sentiments expressed in the City of Stratford's resolution attached as Schedule A regarding opposition to Changes in the 2019 Provincial Budget and Planning, does hereby request a meeting with MPP Norm Miller, Minister of Municipal Affairs and Housing Steve Clark, and other related ministries on the effects of downloading onto municipal governments; and

THAT this resolution be forwarded to the Association of Municipalities of Ontario (AMO), to initiating municipality the City of Stratford, and to all other municipalities in Ontario.

The following motion to postpone was made:

Moved by Councillor Borneman

Seconded by Councillor Backman

That the resolution be postponed to September 3rd, 2019

Carried to postpone

10. By-laws

10.1 CAO's Office/Administration

10.1.1 Agreement: Nipissing-Parry Sound Student Transportation Services

Spokesperson: April McNamara, Manager of Parks & Recreation

By-law 2019 - 6948

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

Read a First, Second & Third time, Passed Signed and Sealed

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10.2 Finance and POA Court Services

10.3 Public Works

10.4 Development Protective Services

10.4.1 Rezoning Application - Z/19/08 - 1 College Drive (Canadore College Board of Governors)

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

By-law 2019 - 6949

Being a Temporary Use By-law to amend By-law No. 2004-4653 (The Zoning By-law), as amended, for 1 College Drive (Canadore College Board of Governors and Conseil scolaire public du Nord-Est de l'Ontario)

Read a First, Second & Third Time

Councillor Borneman requested a recorded vote.

	YES	NO
Councillor Backman		no
Councillor Borneman		no
Councillor Burden		no
Councillor Horne		no
Councillor Keith		no
Councillor McCann		no
Mayor McGarvey	—	no
	0	7

By-law Defeated

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10.4.2 Lease Extension Home Hardware Reciprocal Lease for Fitness Trail

Spokesperson: Taylor Elgie, Manager of Building & Planning Services

By-law 2019 - 6950

Being a By-law to Renew a Lease with Home Hardware Stores Limited until December 31st, 2029 for lands known as the Rotary Algonquin Regiment Fitness Trail and Town Owned Lands

Read a First, Second & Third time, Passed, Signed and Sealed

The following direction was moved:

Moved by Councillor Borneman

Seconded by Councillor McCann

That staff be directed to approach the property owner with respect to a formal land swap with respect to these properties.

Carried

10.5 Other Business

10.5.1 Confirming by-law

By-law 2019 - 6951

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

Read a First, Second and Third time, Passed, Signed and Sealed

11. Adjournment

Mayor McGarvey adjourned the meeting at 9:10 P.M.

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