

**THE CORPORATION OF THE TOWN OF PARRY SOUND
COUNCIL MINUTES –October 20th, 2009**

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DATE: October 20th, 2009
TIME: 7:00 p.m. (Closed Session 6:00)
LOCATION: Children's Aid Society – 25 Church Street
MEMBERS PRESENT: Mayor Richard Adams, Clr. Borneman, Clr. McGarvey, Clr. Sabourin, Clr. van der Valk
REGRETS: Clr. Keith, Clr. McCauley

PRESENTATION(S):

Prior to the Open Meeting of Council, Council adjourned to a Closed Meeting pursuant to the following resolution:

RESOLUTION NO: 2009 - 219

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORENEMAN

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:

- b) personal matters about an identifiable individual, including municipal or local board employees; (**Municipal Personnel**)
- d) labour relations or employee negotiations; (**Agreement – Co-Operators Assist Program**)
- e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board (**Belvedere Heights – Heritage Site**)

CARRIED

1. **AGENDA**

1.1 *Additions to Agenda*

9.6.1

1.2 *Prioritization of Agenda*

10.4.1

1.3 *Adoption of Agenda*

1.3.1 **MOVED BY COUNCILLOR SABOURIN**

SECONDED BY COUNCILLOR MCGARVEY

THAT the October 20th, 2009 Regular Council Meeting Agenda, as amended, be approved as circulated.

CARRIED

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

Councillor McGarvey declared a pecuniary interest with regard to item 10.4.3, due to his association as an employee of Home Hardware, and refrained from voting on the matter.

2. **PUBLIC MEETING**

3. **MINUTES and MATTERS ARISING FROM MINUTES**

3.1 *Adoption of Minutes*

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- 3.1.1 **MOVED BY COUNCILLOR VAN DER VALK
SECONDED BY COUNCILLOR BORNEMAN**
THAT the October 6th, 2009 Regular Council Meeting Minutes and the October 13th, 2009 Special Council Meeting Minutes be approved as circulated.

CARRIED

3.2 *Questions to Staff*

4. **CORRESPONDENCE**

- 4.1 Linda Bangay, Parry Sound Area Co-ordinator, Muskoka/Parry Sound Coordinated Sexual Assault Services
Walk for Community Safety – October 29, 2009

(A letter of support was forwarded to Ms. Bangay on October 13th. Copy attached. Forwarded to file)

5. **DEPUTATIONS**

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 Agreement – Co-operators Life Insurance Company
Spokesperson: Donna Besman, Manager, Human Resources and Administration

BY-LAW 2009-5374

Being a By-law to authorize the execution of an Agreement with Co-Operators Life Insurance Company and the Town of Parry Sound for the provision of adjudication and rehabilitation services for the Co-operators Assist Program.

READ a **FIRST, SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of October, 2009.

8. **CONSENT AGENDA**

9. **RESOLUTIONS AND DIRECTION TO STAFF**

9.1 *Economic Development & Special Events*

- 9.1.1 Heritage Festival: September 17-19, 2010
Spokesperson: Ashley West, Event Coordinator/Fund Development Intern

RESOLUTION 2009 - 220

**MOVED BY COUNCILLOR VAN DER VALK
SECONDED BY COUNCILLOR BORNEMAN**

THAT Council approves the 2010 Heritage Festival Budget for September 17-19, 2010, attached as Schedule “A”; and

THAT pursuant to Resolution No. 2001-96, regarding the payment of fees for rental of Town owned facilities, Council of the Corporation of the Town of Parry Sound hereby grants free use of Waubuno Beach from Friday September 17 - Sunday September 19, 2010, by declaration of this as a special event; and

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THAT Council direct staff to make application to Canadian Heritage, Local Improvement Fund, Ontario Ministry of Tourism, Ontario Cultural Attractions Fund and Celebrate Ontario for funding.

CARRIED

- 9.1.2 Tender – Snow Plowing Parking Lots
Spokesperson: Lynn Middaugh, Director of Economic Development and Leisure Services

RESOLUTION 2009 - 221

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORNEMAN

THAT Council accept the tender from Ron's Custom Landscaping for a two year term (2009/2010 and 2010/2011) in the amount of \$140.00, plus GST, for each plowing event at the Stockey Centre and the tender from K&L Construction in the amount of \$50.00, plus GST, for each plowing event at the CP Station.

CARRIED

9.2 *Operations*

- 9.2.1 Tender – Reconstruction of James, Mary & Gibson Street
Spokesperson: Brian Sheridan, Director of Operations

RESOLUTION 2009 - 222

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORNEMAN

THAT Council accept the tender from Teranorth Construction and Engineering Limited in the amount of \$2,715,732.69 excluding 5% GST, for the reconstruction of James, Mary & Gibson Streets, this being the lowest of four tenders received.

The following amendment was proposed:

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORNEMAN

THAT due to the projected surplus based on the original budget for the construction project, \$250,000 **be added** to the contingency budget to upgrade the streetscape, to rebuild the infrastructure at the end of Mary Street and to pave Jukes Lane.

CARRIED

The amended resolution was read as follows:

RESOLUTION 2009 - 222

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORNEMAN

THAT Council accept the tender from Teranorth Construction and Engineering Limited in the amount of \$2,715,732.69 excluding 5% GST, for the reconstruction of James, Mary & Gibson Streets, this being the lowest of four tenders received; and

THAT due to the projected surplus based on the original budget for the construction project, \$250,000 **be added** to the contingency budget to upgrade the streetscape, to rebuild the infrastructure at the end of Mary Street and to pave Jukes Lane.

CARRIED

9.3 *Fire, Emergency Services*

- 9.3.1 IBI Group Planning Review, Parry Sound District EMS Delivery System
Spokesperson: Sharon Montgomery-Greenwood

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RESOLUTION 2009 - 223

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORNEMAN

THAT the report entitled, *Planning Review, Parry Sound District EMS Delivery System* herein attached as Schedule “A”, previously presented to Council as a Draft Report on October 4, 2009, be accepted as the FINAL report.

CARRIED

9.4 ***Community Development, Building, By-law***

- 9.4.1 Consent Application B32/2009 (PS) – Seventh Day Adventist Church – 70A Bowes Street
Spokesperson: Iain Laing, Director of Community Development

RESOLUTION 2009 - 224

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILLOR BORNEMAN

THAT Council supports Consent Application No. B32/2009(PS) - Seventh Day Adventist Church - 70A Bowes Street conditional on the payment of \$1,070.00 cash in lieu of parkland dedication.

CARRIED

9.5 ***Finance & Administration***

- 9.5.1 Town Office – Town’s Representative and Change Orders
Spokesperson: Rob Mens, C.A.O.

RESOLUTION 2009 - 225

MOVED BY COUNCILLOR SABOURIN

SECONDED BY COUNCILLOR MCGARVEY

THAT John Este be given authority as the ‘Town’s Representative’ for the Municipal Office Renovation & Expansion Project; and

THAT an ad-hoc Municipal Office Project Steering Committee consisting of Mayor Adams, Rob Mens, CAO and John Este, CBO be established to consider and take appropriate action regarding changes to the Municipal Office Renovation & Expansion Project contract.

CARRIED

9.6 ***Other Business***

- 9.6.1 Concerns Regarding MTO Construction
Spokesperson: Councillor Borneman

DIRECTION APPROVED (For Direct Staff Follow-Up)

THAT the MTO be requested to respond to concerns regarding vehicular and pedestrian traffic related to construction activities at the Tudhope Street /William Street/Parry Sound Drive intersections and;

THAT the MTO be requested to review the safety of the berm located off the new bridge at the end of North Road just inside the McDougall municipal border. Staff will notify McDougall Township staff of Council’s concern.

CARRIED

10. **BY-LAWS**

- 10.1 ***Economic Development and Special Events***

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10.2 *Operations*

10.3 *Fire, Emergency Services*

10.4 *Community Development, Building, By-law*

- 10.4.1 Site Plan approval Application – Distler Construction Limited – 92 James Street
Spokesperson: Iain Laing, Director of Community Development

BY-LAW 2009 - 5369

Being a By-law to grant Site Plan Approval and authorize the execution of a Development Agreement with Distler Construction Limited.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 20th day of October, 2009.

- 10.4.2 Amendment to By-law 2004-4753, Parking Meter By-law
Spokesperson: Tammy Purdy, MLEO

BY-LAW 2009 – 5370

Being a by-law to amend By-law No. 2004-4753, as amended, the Parking Meter By-law, for free parking November 1, 2009 to November 30, 2009.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 20th day of October, 2009.

DIRECTION APPROVED (For Direct Staff Follow-Up)

THAT staff be directed to investigate:

- a) the relocation of the parking meters, attached to the downtown parking spaces, so as to be closer to the nearby buildings; and
- b) the possibility of making the new sidewalks six feet wide, instead of five feet wide, by reducing the decorative brick area/space.

CARRIED

- 10.4.3 Limiting Distance Agreement (11 Johnston Street)
Spokesperson: John Este, Chief Building Official

BY-LAW 2009 – 5371

Being a By-law to authorize the execution of a Limiting Distance Agreement between Home Hardware Stores Limited and the Town of Parry Sound.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 20th day of October, 2009.

10.5 *Finance & Administration*

- 10.5.1 Court Administration Management System (CAMS) Software and Support
Spokesperson: Brenda Dobson, Director of Finance, Administration and POA Court Services and Donna L. Besman, Manager of Administration and Human Resources

BY-LAW 2009 – 5372

Being a By-law to enter into an agreement with the Regional Municipality of Niagara and the Town of Parry Sound for a Software Licence to use the Court Administration Management System (CAMS).

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READ a **FIRST, SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of October, 2009.

BY-LAW 2009 – 5373

Being a by-law to enter into an agreement between the Regional Municipality of Niagara and the Town of Parry Sound to provide software support for the Court Administration Management System (CAMS).

READ a **FIRST, SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of October, 2009.

10.6 *Other Business*

10.6.1 **CONFIRMING BY-LAW 2009 - 5375**

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

READ a **FIRST, SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED** this 20th day of October, 2009

11. **ADJOURNMENT**

Following notice given by the Mayor that the next regularly scheduled meeting of Council is on November 3rd, 2009 at the Children's Aid Society – 25 Church Street, Council adjourned at 8:06 p.m.

RICHARD ADAMS, MAYOR

ROB MENS, C.A.O./CLERK