

**THE CORPORATION OF THE TOWN OF PARRY SOUND
COUNCIL MEETING MINUTES – July 20th, 2010**

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DATE: July 20th, 2010
TIME: 7:00 p.m. (6:30)
LOCATION: Children's Aid Society Building – 25 Church Street
MEMBERS PRESENT: Mayor Richard Adams, Clr. Borneman, Clr. Keith, Clr. McCauley, Clr. McGarvey, Clr. Sabourin, Clr. van der Valk
STAFF PRESENT: R. Mens, J. Boggs, B. Sheridan, P. Vincent, I. Laing, T. Purdy, D. Besman.

PRESENTATION(S):

RESOLUTION 2010 - 146

MOVED BY COUNCILLOR MCCAULEY

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:

- f) the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; **(Parry Sound, Welcome)**

CARRIED

1. **AGENDA**

1.1 ***Additions to Agenda***

1.2 ***Prioritization of Agenda***

9.4.2, 10.4.1a) and 10.4.1b)

1.3 ***Adoption of Agenda***

MOVED BY COUNCILLOR SABOURIN

SECONDED BY COUNCILLOR MCGARVEY

THAT the July 20th, 2010 Council Meeting Agenda be approved as circulated.

CARRIED

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

2. **PUBLIC MEETING**

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

3.1 ***Adoption of Minutes***

MOVED BY COUNCILLOR KEITH

SECONDED BY COUNCILLOR SABOURIN

THAT July 6th, 2010 Regular Council Meeting Minutes and the July 13th, 2010 Special Council Meeting Minutes be approved as circulated.

CARRIED

3.2 ***Questions to Staff***

Councillor Keith asked Mr. Sheridan about the 7 park benches that have butt stops and 9 that don't. Perhaps a sign should be erected on each bench that says: Thank you for not smoking. Mr. Sheridan replied that it isn't currently a Council policy that we sign benches in that fashion however if Council wishes Operations could arrange to have some signs made up and dispersed on the various benches within the next 2-3 weeks. Council voiced no objections.

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Councillor McGarvey asked Mr. Sheridan about the 3 properties on Church Street that need their street steps rebuilt. Mr. Sheridan replied that arrangements have been made to start work on the steps.

Mayor Adams asked about the trimming of the trees on the north side of the arena and whether Mr. Sheridan had received a price from Parry Sound Hydro yet? Perhaps they should just be removed? Mr. Sheridan indicated that Parry Sound Hydro would be trimming the trees shortly and that he would go down and have another look at the trees to see if they should be removed altogether.

Mayor Adams noticed during last Thursday's heavy downpour that a number of downspouts on the BOCC are in need of repair and replacement. Mr. Sheridan said he was aware of the problems and will be looking at repairing and/or replacing them as required.

4. CORRESPONDENCE

4.1 AMCTO

Re: Local Government Week is partnering with Student Vote to run the first ever province-wide municipal election program for youth under the voting age. The Student vote program will be the focus for school activities during Local Government Week on October 17-23, 2010, allowing Municipal Officials time to concentrate on preparing for the local elections.

(Circulated to Council and Staff – Forwarded to File)

4.2 George Terry, Vice President of Operations, Ontario Clean Water Agency
Re: Letter of appreciation to Brian Sheridan and town staff with special thanks to the staff working at the wastewater plant, Triton Engineering and the local contractors who have worked with OCWA over the years.

(Circulated – Forwarded to File)

4.3 Barbara Fisher, Chair, Parry Sound Municipal Heritage Committee
Re: The Municipal Heritage Committee supports the Conservation Review Board's recommendation on the heritage designation for 41 Church Street and they are opposed to the repeal of By-Law 94-3705 with respect to this property.

(Circulated – Item 9.4.2 on this Evening's agenda - Forwarded to File)

5. DEPUTATIONS

5.1 Barbara Fisher, Chair, Parry Sound Municipal Heritage Committee
Re: Repeal of By-law 94-3705 – 41 Church Street

On behalf of the Municipal Heritage Committee of Council, Ms. Fisher reported on the merits of ensuring 41 Church Street maintains its designation as a heritage home. The home meets all of the criteria. Ms. Fisher says the Municipal Heritage Committee is recommending the acceptance of the Conservation Review Board's Report and hopes that her report to-night will preempt Council's intended direction, in Item 9.4 on tonight's agenda, to request the Municipal Heritage Committee to review the heritage attributes of 41 Church Street and report back to Council

5.2 Charlotte Stein, Owner

Re: Repeal of By-law 94-3705 - 41 Church Street.

Ms. Stein spoke to Council of her and her husband's wish to have the heritage designation removed from their home. They have had trouble getting insurance

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for their home and they think it will be even more difficult in the future. They feel that the designation devalues their home as potential buyers do not want to take on the restrictions of purchasing a heritage home. As well when they had their home originally designated they were told it would be a simple matter to have the designation removed if they wanted to do so. Ms. Stein asked Council to consider the wishes of the property owners and requests that they repeal By-law 94-3705 to remove the heritage designation on their home at 41 Church Street.

6. MAYOR & COUNCILLORS' REPORTS

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

7. RATIFICATION OF MATTERS FROM CLOSED AGENDA

8. CONSENT AGENDA

9. RESOLUTIONS AND DIRECTION TO STAFF

9.1 *Economic Development & Special Events*

9.2 *Operations*

9.2.1 Quotation – Trackless

Spokesperson: Phil Vincent, Operations Manager

RESOLUTION 2010 - 147

MOVED BY COUNCILLOR BORNEMAN

SECONDED BY COUNCILOR MCCAULEY

THAT Council accept the quotation from Joe Johnson Equipment Inc. in the amount of \$130,830.00, for one (1) 5 month old lease return 2010 Trackless MT6 Municipal Tractor, including the Demo Cold Planer with Ranjo drum and spare Ranjo drum teeth and the trade-in of the 1998 Trackless in the amount of \$5,000. Taxes not included.

CARRIED

9.2.2 Flag Poles – Bobby Orr Community Centre

Spokesperson: Brian Sheridan, Director of Operations

RESOLUTION 2010 - 148

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILOR BORNEMAN

THAT Council approve the installation of three building mounted flag poles at the B.O.C.C., in the amount of \$5,925.00, excluding tax.

DEFEATED

The following resolution was proposed:

RESOLUTION 2010 - 149

MOVED BY COUNCILLOR KEITH

SECONDED BY COUNCILOR BORNEMAN

THAT Council approve the installation of a foundation and ground flag poles at the Bobby Orr Community Centre at a cost of \$7,470.00, excluding taxes.

CARRIED

9.3 *Fire, Emergency Services*

9.4 *Community Development, Building, By-law*

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- 9.4.1 Request for Comment – Construction of Boathouse on Georgian Bay Shore
Spokesperson: Iain Laing, Director of Community Development

DIRECTION APPROVED (For Direct Staff Follow-up)

THAT Mr. Richard McPhee be asked to attend a Council meeting to provide additional information in relation to his request to build a boathouse in the vicinity of Sail Parry Sound.

CARRIED`

- 9.4.2 Conservation Review Board Report – Proposed Stein Heritage By-law Repeal –
41 Church Street
Spokesperson: Iain Laing, Director of Community Development

The following direction was withdrawn by consent:

DIRECTION (For Direct Staff Follow-up):

THAT the Municipal Heritage Committee be asked to review the heritage attributes of 41 Church Street in light of the Conservation Review Board report of June 11, 2010 and provide a report to Council on the merits of its designation.

WITHDRAWN

The following direction was proposed:

DIRECTION APPROVED (For Direct Staff Follow-up):

THAT the Director of Community Development be directed to bring forward a by-law to repeal By-law 94-3705 re: the Heritage designation of 41 Church Street.

CARRIED

9.5 Finance & Administration

- 9.5.1a) Capital Financing Confirmation
Spokesperson: Brenda Dobson, Director of Finance, Admin. and POA Court Services

RESOLUTION 2010 - 150

MOVED BY COUNCILLOR VAN DER VALK

SECONDED BY COUNCILOR BORNEMAN

That the Council of the Town of Parry Sound does hereby confirm the budget for the capital improvements to the Municipal Office at 52 Seguin Street, Parry Sound as follows:

Capital Expenditures:	\$ 3,322,980.89
Operating Expenditures:	\$ 240,019.11 (temporary move related costs)
Combined Project costs:	<u>\$ 3,563,000.00</u>
Funding:	
Reserves	\$ 563,000.00
Debenture	\$ 3,000,000.00

And further, that Council further authorizes the Mayor and Clerk to complete all necessary documentation required for financing.

CARRIED

- 9.5.1b) **RESOLUTION 2010 - 151**

MOVED BY COUNCILLOR BORNEMAN

SECONDED BY COUNCILOR VAN DER VALK

That the Council of the Town of Parry Sound does hereby confirm the budget for the Wastewater Forcemains Crossing Seguin River and from Sewage Pumping Stations 2 & 6 to the Wastewater Treatment Plant as follows:

Capital Expenditures:	\$ 3,200,000.00
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Funding:

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Provincial MIII Funding:	\$ 1,200,000.00 (100% river crossing)
Federal MRIF Funding:	\$ 799,162.33 (33.33% SPS to WWTP)
Reserves:	\$ 200,837.67
Debenture	\$ 1,000,000.00

And further, that Council further authorizes the Mayor and Clerk to complete all necessary documentation required for financing.

CARRIED

9.5.1c) **RESOLUTION 2010 - 152**

MOVED BY COUNCILLOR SABOURIN

SECONDED BY COUNCILOR MCGARVEY

That the Council of the Town of Parry Sound does hereby confirm the budget related to the reconstruction of James, Gibson and Mary Streets as follows:

Capital Expenditures: \$ 4,883,875 (Maximum per funding agt)

Funding:

Federal BCF-CC Funding:	\$ 1,627,958 (Maximum)
Provincial BCF-CC Funding:	\$ 1,627,958 (Maximum)
Reserves	\$ 977,959 (Maximum)
Debenture	\$ 650,000 (Loan application)

And further, that Council further authorizes the Mayor and Clerk to complete all necessary documentation required for financing.

CARRIED

9.5.1d) **RESOLUTION 2010 - 153**

MOVED BY COUNCILLOR MCGARVEY

SECONDED BY COUNCILOR KEITH

That the Council of Town of Parry Sound does hereby confirm the budget related to capital improvements at the Bobby Orr Community Centre & Arena as follows:

Capital Expenditures: \$ 4,848,000

Funding:

Federal BCF-CC Funding:	\$ 1,049,850 (Maximum)
Provincial BCF-CC Funding:	\$ 1,049,850 (Maximum)
Provincial IOA Funding:	\$ 553,573 (One time \$ from 2008)
Reserves	\$ 494,727 (Maximum)
Debenture	\$ 1,700,000 (Loan application)

And further, that Council further authorizes the Mayor and Clerk to complete all necessary documentation required for financing.

CARRIED

9.6 ***Other Business***

10. **BY-LAWS**

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

10.2 ***Operations***

10.2.1 Amendment to Public Docks, Piers and Launch Ramp By-Law 2010-5470

Spokesperson: Brian Sheridan, Director of Operations

BY-LAW 2010 – 5483

Being a by-law to amend By-law 2010-5470, a by-law to regulate the use of Public Docks, Piers and Launching Ramps.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 20th day of July, 2010.

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10.3 ***Fire, Emergency Services***

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

10.4.1a) Amendment to By-law 2006-4937, Removal of Taxi Regulation
Spokesperson: Tammy Purdy, MLEO

BY-LAW 2010 - 5484

Being a bylaw to amend by-law 2006-4937, Schedule “J”, Section 16 by removing said section.

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.4.1b) Amendment to By-law 2006-4937, Increase of Taxi Rate
Spokesperson: Tammy Purdy, MLEO

The following by-law was withdrawn by consent:

BY-LAW 2010 - 5485

Being a bylaw to amend by-law 2006-4937, Schedule “J” Section 16, to increase the flat rate tariff on taxi trips to \$9.50.

10.4.2 Rezoning – 150 Louisa Street

Spokesperson: Iain Laing, Director of Community Development

BY-LAW 2010 - 5486

Being a By-law to amend By-law No. 2004-4653 (The Zoning By-law) as amended for Parts 2 and 3, Plan 42R-10005 (150 Louisa Street)

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.4.3 Rezoning Application Z10-03-C.O’Hare – 44 Bay Street

Spokesperson: Iain Laing, Director of Community Development

BY-LAW 2010- 5487

Being a By-law to amend By-law No. 2004-4653 (The Zoning By-law) as amended for Part 1, Plan 42R-12755 (O’Hare)

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.4.4 Agreement of Purchase and Sale Amendment – 1793951 Ontario Inc.

Spokesperson: Iain Laing, Director of Community Development

BY-LAW 2010 – 5488

Being a By-law to authorize the execution of an amendment to an Agreement of Purchase and Sale between 179395 Ontario Inc. and the Corporation of the Town of Parry Sound.

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.5 ***Finance & Administration***

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10.5.1 Establishment of the West Parry Sound Joint Election Compliance Audit Committee

Spokesperson: Jackie Boggs, Deputy Clerk/E.A.

BY-LAW 2010 - 5489

A by-law to authorize the establishment of the West Parry Sound Joint Election Compliance Audit Committee.

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.5.2 Agreement - Canadian Depositories for Securities Limited (Water Treatment Plant Refinancing)

Donna L. Besman, Manager of Administration & Human Resources

BY-LAW 2010 –5481

Being a by-law to authorize the execution of a book entry only-services agreement and a Rider, both with CDS Clearing and Depository Services Inc. (“CDS”) and both in respect of the Deposit in the CDS System of Debentures as Book Entry Only Securities.

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.5.3 Debenture By-law – Water Filtration Plant

Donna L. Besman, Manager of Administration & Human Resources

BY-LAW 2010 - 5482

Being a by-law to authorize the borrowing upon instalment refinancing debentures in the principal amount of \$2,780,000 for the capital works in respect of the Town of Parry Sound Water Filtration Plant.

READ a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 20th day of July , 2010.

10.6 ***Other Business***

10.6.1 **CONFIRMING BY-LAW**

BY-LAW 2010 - 5490

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 July , 2010.

11. **ADJOURNMENT**

Council adjourned the meeting at 8:50 p.m.

MAYOR

CLERK