

**THE CORPORATION OF THE TOWN OF PARRY SOUND  
COUNCIL MEETING MINUTES – September 7, 2010**

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**DATE:** September 7, 2010  
**TIME:** 7:00 p.m. (6:30 p.m.)  
**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, S. Montgomery Greenwood, L. Middaugh, I. Laing, M. Jarzembecki, J. Este, P. Vincent

**PRESENTATION(S):**

**RESOLUTION 2010 - 168**

**MOVED BY COUNCILLOR VAN DER VALK**

**SECONDED BY COUNCILLOR MCCAULEY**

**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 (**Hay Group Compensation System**)

**CARRIED**

1. **AGENDA**

1.1 ***Additions to Agenda***

10.2.1

1.2 ***Prioritization of Agenda***

9.4.2, 10.4.1 & 9.4.3, 10.2.1

1.3 ***Adoption of Agenda***

**MOVED BY COUNCILLOR KEITH**

**SECONDED BY COUNCILLOR SABOURIN**

**THAT** the September 7<sup>th</sup>, 2010 Council Meeting Agenda amended 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 SABOURIN**

**SECONDED BY COUNCILLOR MCGARVEY**

**THAT** August 10<sup>th</sup>, 2010 Regular Council Meeting Minutes and the August 12<sup>th</sup>, August 24<sup>th</sup>, and the August 31<sup>st</sup>, 2010 Special Council Meeting Minutes be approved as circulated.

**CARRIED**

3.2 ***Questions to Staff***

At the Mayor's request Mr. Mens updated everyone on the train whistle issue. After contacting the rail road companies the Town was informed that the Town is obligated to address safety concerns and obligations from both Railway companies should trains whistles not be sounded while going through Town. Each of the four crossings would require fencing on both sides and the length would need to be determined. The Town would have to finance, pay for and

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install such fencing at all crossings for both railways. This would amount to hundreds of thousands of dollars. However, the first step would be to conduct a study. There is an item on to-night's agenda regarding the Forest Street crossing however, it will not address the elimination of train whistles at that crossing.

**4. CORRESPONDENCE**

- 4.1 Heather Steele, Downtown Parry Sound Business Association, Administrator  
Re: Thank you letter for Council's support of the "Re-Awakening" event on July 24<sup>th</sup>, 2010.

*(Forwarded to File)*

- 4.2 Garfield Eaton, C.A.O., Municipality of McDougall  
Re: Parry Sound Area Industrial Park Board Agreement. Mr. Eaton has provided a draft agreement for Carling, McDougall and Parry Sound to enter into which will reflect the operation and authority of the Parry Sound Industrial park Board.

*(Forwarded to the C.A.O. for Follow-up – On this evening's agenda.)*

- 4.3 Linda Bangay, Muskoka/Parry Sound Sexual Assault Services  
Re: The domestic Violence Coordinating Committee invites Council, friends and family to attend the "Annual Walk for Community Safety" on Thursday September 30, 2010. Participation in this event will bring greater public attention to the serious issue of violence against women and children in our community.

*(Circulated to Council)*

- 4.4 John Lee, Parry Sound Regional Disability Advisory Council (PSRDAC)  
Re: Invitation to attend a Health and Wellness Expo to be held on September 14, 2010 at the Charles W. Stockey Centre from 10:00 a.m. to 4:00 p.m. This trade show, which is open to the public, will include community support service providers from our area, specialty home health care products, funding opportunities, current and high tech assistive devices for daily needs, accessible vehicle displays and much more.

*(Circulated to Council)*

- 4.5 Mary Jane Zisoff, Artists Round the Sound  
Re: Artists Round the Sound are now incorporated and with this is a responsibility for financial accountability to their sponsors and the larger community. Artists Round the Sound are requesting Council's participation in One % for Art, a program where government sets aside 1% of municipal capital expenditures towards enhancing and expanding public experience to the visual arts. This type of policy would greatly enhance a number of Town-owned buildings by hanging local art highlighting the visual beauty surrounding the Georgian Bay/Parry Sound area.

*(Forwarded to Director of Economic Development & Leisure Services)*

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- 4.6 Larry Woolner, Sail Parry Sound, Inc.  
Re: Richard McPhee's Boathouse Plans. Mr. Woolner's letter summarizes a cordial on site meeting held between Sail Parry Sound and Richard McPhee which was held to discuss his boathouse plans in detail. Based on their discussion, Mr. Woolner says they are pleased to see the new waterfront investment and they welcome him as a cooperative neighbour.

*(Forwarded to Director of Community Development for Follow-Up)*

5. **DEPUTATIONS**

- 5.1 Richard McPhee, Richard McPhee & Company Limited  
Re: Development of boathouse near Sail Parry Sound, Georgian Bay

Mr. McPhee introduced himself to Council. He stated that he currently has an application into the MNR to build a boathouse near the Sail Parry Sound site. He indicated that he had met with Sail Parry Sound representatives to discuss his plans and felt that there was good discussion and interaction. Councillor Van der Valk asked if the building's height had been scaled down at all. Mr. McPhee answered not as yet. Councillor Borneman asked if there would be any restrictions to access by the public to Sail Parry Sound. Mr. McPhee said there would be no restrictions.

- 5.2 Tammy Purdy, MLEO  
Re: Feral Cat Volunteer Pilot Program.

Ms. Purdy provided a power point presentation and outlined the new program.

- 5.3 John Scarr  
Re: Train Whistle Noise Issue  
Mr. Scarr says that it is the railroad's responsibility to fence their property at crossings. It is not the responsibility of the Town. He bases his information on his years of working for a railroad company. Mr. Scarr said that he was involved with many railroad actions and a whistle didn't have any preventive effect. He feels strongly that the Town should be doing something about the train whistle problem.

Mr. Scarr thanked Council for all their good work.

- 5.4 John Jackson and John Jacklin.  
Re: Granite Harbour Development  
Mr. Jackson addressed item 10.4.1, the removal of the holding designation from the property to be developed at the Salt Dock. All conditions have been met except the Letter of Credit and they expect to have that to the Town by the end of this week. They are committed to the project. Mr. Jackson thanked staff for all their assistance in keeping this project on track.

- 5.6 Joe Bossart, Redwood Avenue  
Re: Train Whistle and Train Breaking Noise  
Mr. Bossart spoke about the issue of loud train whistles as well but he indicated squealing train wheels going around corners is even noisier and is sometimes almost unbearable. He believes this to be an even bigger noise problem than the train whistles. He plans to do a sound level study within the next year and promises to bring it to Council's attention.

6. **MAYOR & COUNCILLORS' REPORTS**

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

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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 Quotations – Sewer System Inspection & Flushing  
Spokesperson: Mike Jarzembecki, Manager of Waste Water Systems

**RESOLUTION 2010 - 171**

**MOVED BY COUNCILLOR SABOURIN**

**SECONDED BY COUNCILLOR MCGARVEY**

**THAT** Council accept the quotation from Sewer Technologies in the amount of \$37,052.40, taxes extra, to inspect, clean & flush 11,228 meters of the Town's sewer system, this quotation being the lowest quotation of three (3) quotations received.

**CARRIED**

- 9.2.2 Tender – Waubuno Bridge Repairs  
Spokesperson: Phil Vincent, Operations Manager

**RESOLUTION 2010 - 172**

**MOVED BY COUNCILLOR MCCAULEY**

**SECONDED BY COUNCILLOR BORNEMAN**

**THAT** upon the recommendation of Steenhof Building Services Group, Council award the tender in the amount of \$40,680.00, including HST, to Construction Techniques, for structure repairs to Waubuno Road Bridge. This tender is the lowest tender of three (3) tenders received.

**CARRIED**

9.3 ***Fire, Emergency Services***

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

- 9.4.1 Sign Variance – HANDS 2 May Street  
Spokesperson: John Este, Chief Building Official

**RESOLUTION 2010 - 173**

**MOVED BY COUNCILLOR SABOURIN**

**SECONDED BY COUNCILLOR MCGARVEY**

**THAT** the Chief Building Official is authorized to issue a permit for a standard sign at 2 May, according to the attached Schedule "A".

**CARRIED**

- 9.4.2 Housing Proposal Call – Development of Agreement  
Spokesperson: Iain Laing, Director of Community Development

**DIRECTION APPROVED (For Direct Staff Follow-up)**

**THAT** Council authorize the Town's Solicitor to prepare a draft agreement to implement a proposed sale of municipal land for the housing development proposed by FAD Architects and Distler Construction Ltd. dated July 14, 2010 and to implement the provision of affordable housing as proposed under Proposal One of the submission.

**CARRIED**

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- 9.4.3 Feral Cat Program  
Spokesperson: Tammy Purdy, MLEO

**RESOLUTION 2010 - 169**

**MOVED BY COUNCILLOR VAN DER VALK**

**SECONDED BY COUNCILLOR MCCAULEY**

**THAT** Council approves the Feral Cat Volunteer Pilot Program; and

**THAT** the implementation of the Feral Cat Volunteer Pilot Program will be in accordance with the plan attached as Schedule "A" to this resolution.

The following amendment was proposed:

**MOVED BY COUNCILLOR VAN DER VALK**

**SECONDED BY COUNCILLOR MCGARVEY**

**THAT** in order to assist in the viability of this program, the remainder of the \$2,500 dollars set aside for the spay and neuter program be provided, if available, to this program should they run short of funds.

**CARRIED**

**RESOLUTION 2010 - 169**

**MOVED BY COUNCILLOR VAN DER VALK**

**SECONDED BY COUNCILLOR MCCAULEY**

**THAT** Council approves the Feral Cat Volunteer Pilot Program; and

**THAT** the implementation of the Feral Cat Volunteer Pilot Program will be in accordance with the plan attached as Schedule "A" to this resolution; and

**THAT** in order to assist in the viability of this program, the remainder of the \$2,500 dollars set aside for the spay and neuter program be provided, if available, to this program should they run short of funds.

**CARRIED**

9.5 ***Finance & Administration***

- 9.5.1 Cenotaph Veterans' Plaque  
Spokesperson: Rob Mens, C.A.O.

**RESOLUTION 2010 - 174**

**MOVED BY COUNCILLOR SABOURIN**

**SECONDED BY COUNCILLOR MCGARVEY**

**THAT** the Town purchase and install a plaque at the Cenotaph at Market Square Park to recognize the sacrifice of Parry Sound Veterans; and

**THAT** the design and quotation from Alchemy for \$897.22 be accepted, as per attached Schedule "A".

**CARRIED**

9.6 ***Other Business***

- 9.6.1 Parry Sound Power – Cascade Street Generating Station  
Spokesperson: Paul Borneman

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**RESOLUTION 2010 - 175**

**MOVED BY COUNCILLOR BORNEMAN**

**SECONDED BY COUNCILLOR VAN DER VALK**

That Council resolves to authorize the Board of Director of Parry Sound Power to:

- a) Seek and retain appropriate engineering consultants to oversee the design and construction of the Cascade St. Generating Station;
- b) To develop final design of the proposed Generating Station;
- c) To tender a water to wire construction contract for the Generating Station; and,
- d) Investigate financing options for the proposed Generating Station; and

**THAT** it is understood that the Shareholder will be consulted prior to entering any binding agreements with respect to constructing or financing the project.

**CARRIED**

- 9.6.2 Parry Sound Hydro – Extension of Appointments  
Spokesperson: Paul Borneman

**RESOLUTION 2010 - 176**

**MOVED BY COUNCILLOR MCGARVEY**

**SECONDED BY COUNCILLOR SABOURIN**

**THAT** Council for the Town of Parry Sound does hereby extend the appointment terms to the Parry Sound Hydro Board for the following people:

Gord Rempel – June 30, 2011

Bill Lawrence – June 30, 2011

Paul Schofield – November 30, 2011

Roger Alexander – November 30, 2011

**CARRIED**

10. **BY-LAWS**

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

- 10.1.1 HVAC Maintenance System: Stockey Centre & Bobby Orr Hall of Fame  
Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

**BY-LAW 2010 – 5506**

Being a by-law to enter into a 3-year agreement with Honeywell for the maintenance of the HVAC system at the Charles W. Stockey Centre for the Performing Arts and Bobby Orr Hall of Fame.

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 7<sup>TH</sup> day of September, 2010.

- 10.1.2 Bobby Orr Community Centre: Rental Rates for Hall, Meeting Rooms & Kitchen  
Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

This by-law was postponed from the August 10<sup>th</sup>, 2010 Council Meeting:

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**BY-LAW 2010 – 5497**

Being a By-law to amend Schedule “E” of By-law 2010-5408, being the By-law to prescribe fees and service charges for the Town of Parry Sound.

Staff recommended the withdrawal of By-law 2010-5408. General consensus to withdraw the By-law.

The following by-law with a new Schedule “A” attached was proposed:

**BY-LAW 2010 – 5507**

Being a By-law to amend Schedule “E” of By-law 2010-5408, being the By-law to prescribe fees and service charges for the Town of Parry Sound.

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 7<sup>th</sup> day of September, 2010.

10.2 ***Operations***

10.2.1 CN Agreement – Automatic Gates with Pedestrian Protection

Spokesperson: Rob Mens, C.A.O.

**BY-LAW 2010 - 5517**

Being a by-law to execute an agreement with Canadian National Railway concerning the installation of automatic gates, flashing lights and pedestrian gates at the Forest Street grade crossing.

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 7<sup>th</sup> day of September, 2010.

The following direction was proposed:

**DIRECTION APPROVED (For Direct Staff Follow-up)**

**THAT** the C.A.O. contact the railway company to see if whistles can be stopped at the two rail road crossings that will have gates.

**CARRIED**

**RESOLUTION 2010 - 170**

**MOVED BY COUNCILLOR MCGARVEY**

**SECONDED BY COUNCILLOR SABOURIN**

**THAT** the Town’s share for the pedestrian crossing be funded from the Public Works General Reserves.

**CARRIED**

10.3 ***Fire, Emergency Services***

10.3.1 Agreement with Minister of Health and Long-Term Care for the provision of EMS services during the G8 Summit.

Spokesperson: Sharon Montgomery-Greenwood, Director, Emergency Services

**BY-LAW 2010 – 5508**

Being a By-law to authorize the execution of an agreement between the Minister of Health and Long-Term Care and the Town of Parry Sound for the provision of EMS services during the G8 Summit.

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**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this day 7<sup>th</sup> of September, 2010.

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

10.4.1 Rezoning Application – 1793951 Ontario Inc. Salt Dock Road  
Spokesperson: Iain Laing, Director of Community Development

**BY-LAW 2010 –5509**

Being a By-law to amend By-law No. 2004-4653 (The Zoning By-law) as amended to remove the holding symbol from Parts 1, 2 and 3, Plan 42R-19106 (Granite Harbour).

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 7<sup>TH</sup> day of September, 2010.

10.5 ***Finance & Administration***

10.5.1 Water & Waste Water Billing & Collection Procedures and Ancillary Fees  
Spokesperson: Donna L. Besman, Manager of Administration and Human Resources. Brenda Dobson, Director of Finance, was available for questions.

**BY-LAW 2010 – 5510**

Being a By-law to prescribe late payment charges, ancillary fees and service charges and billing and collections procedures for water and waste water services for the Town of Parry Sound.

**READ** a **FIRST** time,

The following amendment to the agreement was proposed:

**MOVED BY COUNCILLOR KEITH**

**SECONDED BY COUNCILLOR BORNEMAN**

**THAT** the agreement be amended to refer to five working days as opposed to five days.

**CARRIED**

**READ** a **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 7<sup>th</sup> day of September, 2010.

10.5.2 Parry Sound Energy Services Agreement – Billing & Collection Services  
Spokesperson: Donna L. Besman, Manager of Administration and Human Resources. Brenda Dobson, Director of Finance, was available for questions.

**BY-LAW 2010 - 5511**

Being a By-Law to authorize the execution of a Services Agreement with Parry Sound Energy Service Corporation for Sewer/Water Billing and Collection Services.

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED**, this 7<sup>th</sup> day of September, 2010.

10.5.3 Ontario Infrastructure Projects Corporation Debenture  
Spokesperson: Brenda Dobson, Director of Finance and Administration

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**BY-LAW 2010 – 5504**

Being a by-law to authorize the borrowing upon serial debentures in the amount of \$2,350,000.00 towards the cost of certain capital works of the corporation of the Town of Parry Sound. (Bobby Orr Community Centre, James/Gibson/Mary Streets project).

**READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED,** this 7<sup>th</sup> day of September, 2010.

**BY-LAW 2010 – 5505**

Being a by-law to authorize the borrowing upon serial debentures in the amount of \$4,000,000.00 towards the cost of certain capital works of the corporation of the Town of Parry Sound. (Municipal Office, Sewage Force mains project).

**READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED,** this 7<sup>th</sup> day of September, 2010.

10.5.4 Sale of Lands – Industrial Park Board  
Spokesperson: Rob Mens, C.A.O.

**BY-LAW 2010 – 5512**

Being a by-law to authorize the Sale of Lands in the Parry Sound Area Industrial Park to Canadian Fleet Services 930098 Ontario Ltd.

**READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED,** this 7<sup>th</sup> day of September, 2010.

10.5.5 Parry Sound Industrial Park Board Agreement  
Spokesperson: Rob Mens, C.A.O.

**BY-LAW 2010 – 5513**

Being a bylaw to authorize an agreement for the management of the Parry Sound Area Industrial Park.

**READ a FIRST and SECOND time this 7<sup>th</sup> day of September, 2010**

**MOVED BY COUNCILLOR BORNEMAN  
SECONDED BY COUNCILLOR MCGARVEY**

**THAT the By-law be postponed to the October 5<sup>th</sup> Council meeting.  
CARRIED TO POSTPONEMENT**

10.5.6 Storburn Construction Ltd. Agreement  
Spokesperson: Rob Mens, C.A.O.

**BY-LAW 2010 – 5514**

Being a by-law to authorize the execution of a Construction Management Contract with Storburn Construction Ltd. for the Town Office Renovation & Construction Project.

**READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED,** this 7<sup>th</sup> day of September, 2010.

10.5.7 Canadore Servicing – Community Adjustment Fund Agreement  
Spokesperson: Rob Mens, C.A.O.

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**BY-LAW 2010 – 5515**

Being a By-law to authorize the execution of an Agreement between the Northern Ontario Heritage Fund Corporation and the Corporation of the Town of Parry Sound for funding for the infrastructure servicing of Canadore College.

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED** this 7<sup>th</sup> day of September, 2010.

10.6 ***Other Business***

10.6.1 **CONFIRMING BY-LAW**

**BY-LAW 2010 – 5516**

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

**READ** a **FIRST**, **SECOND** and **THIRD** time, **PASSED**, **SIGNED** and **SEALED** this 7<sup>th</sup> day of September, 2010.

11. **ADJOURNMENT**

Council adjourned the meeting at 9:40 p.m.

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**CLERK**