

THE CORPORATION OF THE TOWN OF PARRY SOUND
COUNCIL MINUTES - January 15th , 2008
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DATE: January 15th , 2008
TIME: 7:00 p.m.
LOCATION: Children's Aid Society Building
MEMBERS PRESENT: Mayor Adams, Clr. Borneman, Clr. Keith, Clr. McGarvey,
Clr. Sabourin, Clr. van der Valk

PRESENTATION(S):

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

RESOLUTION NO: 2008-05

MOVED BY COUNCILLOR Borneman

SECONDED BY COUNCILLOR van der Valk

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:

- a) the security of property of the municipality or local board
- Parry Sound Power

- b) personal matters about an identifiable individual, including municipal
or local board employees
- personnel
- council

CARRIED

1. **AGENDA**

1.1 *Additions to Agenda*

- 9.6.1 (Appointment to Belvedere); 10.2.1 (MIII Application)

1.2 *Prioritization of Agenda*

- 10.1.1; 10.4.4; 10.4.5; 10.5.3; 10.5.1

1.3 *Adoption of Agenda*

1.3.1 **MOVED BY COUNCILLOR Borneman**

SECONDED BY COUNCILLOR Keith

THAT the January 15th , 2008 Regular Council Meeting Agenda be approved as circulated.

CARRIED

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

Clr. McGarvey declared he may have a pecuniary interest in regard to agenda items 10.4.4 and 10.4.5 and he refrained from discussion and voting on these matters.

2. **PUBLIC MEETING**

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

3.1 *Adoption of Minutes*

3.1.1 **MOVED BY COUNCILLOR van der Valk**

SECONDED BY COUNCILLOR Borneman

THAT the December 18th , 2007 Regular Council Meeting Minutes and the January 8th , 2008 Special Council Meeting Minutes be approved as circulated.

CARRIED

3.2 *Questions to Staff*

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4. **CORRESPONDENCE**

5. **DEPUTATIONS**

- 5.1 Millie Graham
Re: Resignation

Dennis Trinaistich addressed Council on behalf of Millie Graham in regard to her resignation from her Council seat. Mrs. Graham has been a Council member since 2006. Mr. Trinaistich explained the impact of the receipt of a Council honourarium on her waiver of disability with OMERS. He explained the steps which had been taken over the last several months to try and work with OMERS to satisfy them so that Mrs. Graham could retain her Council seat. He advised that it became apparent that the only real options available to Mrs. Graham, that would not jeopardize her pension, were to resign or to remain and receive no honourarium to defray her expenses. He expressed her hopes that the people of Parry Sound would understand how difficult this position was for her as she very much wished to fulfill her mandate.

Millie Graham addressed Council and expressed that she made this decision with a deep sense of sadness and she thanked a number of individuals for their support.

- 5.2 Bill Sinclair, Georgian Green
Re: Servicing Agreement

Bill Sinclair and John Jackson addressed Council in regard to the Servicing Agreement which is on this agenda for by-law approval. Mr. Jackson acknowledged the milestone of the servicing agreement between the municipalities. He expressed appreciation for Council's patience during this process and invited questions from Council.

- 5.3 Leah Welk
Re: Barbara Cardy

Ms. Welk addressed Council on behalf of Barbara Cardy who is still in hospital. She brought words of appreciation from Barbara Cardy for the recent Order of Parry Sound award which had been awarded to her from the Town.

6. **MAYOR & COUNCILLORS' REPORTS**

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

7. **RATIFICATION OF MATTERS FROM CLOSED AGENDA**

- 7.5.1 Performance Review - Iain Laing
Spokesperson: Rob Mens, CAO

RESOLUTION NO. 2008-06

MOVED BY COUNCILLOR van der Valk

SECONDED BY COUNCILLOR Borneman

That the Performance Review of Iain Laing dated January, 2008 be accepted.

CARRIED

8. **CONSENT AGENDA**

- 8.1 Robbie Burns Week
Re: Proclamation

RESOLUTION NO. 2008-07

MOVED BY COUNCILLOR Borneman

SECONDED BY COUNCILLOR van der Valk

That the Council of the Town of Parry sound does hereby declare the week of January 20th - 27th , 2008 as "Robbie Burns Week " in the Town of Parry Sound.

CARRIED

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- 8.2 Near North Crime Stoppers
Re: Proclamation

RESOLUTION NO. 2008-08

MOVED BY COUNCILLOR Borneman

SECONDED BY COUNCILLOR van der Valk

WHEREAS Crime Stoppers is a partnership between the community, the media and the Police Services and has been successfully operating in the Town of Parry Sound since July 1988 and that 2008 marks the 20th anniversary of Near North Crime Stoppers; and

WHEREAS Crime Stoppers is a non-profit, community based volunteer organization and operates entirely on donations and contributions from individuals, businesses, and associations; and

WHEREAS Crime Stoppers provides the general public with an anonymous means to pass along information on crimes and criminal activities to the Police Services;

WHEREAS Crime Stoppers promotes public awareness in the prevention of crime;

NOW, THEREFORE, the Council of the Town of Parry Sound, do hereby proclaim the month of January 2008 as "Crime Stoppers Month" in the Town of Parry Sound.

CARRIED

- 8.3 Voice Print Canada
Re: Proclamation - White Cane Week

RESOLUTION NO. 2008-09

MOVED BY COUNCILLOR van der Valk

SECONDED BY COUNCILLOR Borneman

WHEREAS, the first week of February 2008 is recognized as White Cane Week in Canada;

AND WHEREAS, White Cane Week aims to create among Canadians a greater respect for the white cane as a symbol of independence, not dependence;

AND WHEREAS, extending accessibility is essential to enabling those who lack sight, but not vision, achieve a reasonable quality of life;

AND WHEREAS, this campaign reflects the changing circumstances of the blind and visually impaired and their families;

AND WHEREAS, White Cane Week is a program of the Canadian Council of the Blind, "the voice of the blind";

AND WHEREAS, this campaign asks that barriers be removed and tools that increase accessibility be more widely utilized to enable blind and visually impaired Canadians to lead full and meaningful lives;

Now Therefore, the Council of the Town of Parry Sound does hereby declare the week of February 3rd - 9th, 2008 as White Cane Week in the Town of Parry Sound.

CARRIED

9. **RESOLUTIONS AND DIRECTION TO STAFF**

- 9.1 *Economic Development & Leisure Services*

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9.1.1 Spring Jam 2008

Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

RESOLUTION NO. 2008-10

MOVED BY COUNCILLOR Borneman

SECONDED BY COUNCILLOR Keith

THAT Council of the Corporation of the Town of Parry Sound supports the ATV Spring Jam 2008, May 2nd - 3rd, 2008 by:

- covering the costs to install the Spring Jam banner across Bowes Street
- promoting the event by including it on the Town's web page and in the 2008 Festivals and Events brochure; and

THAT Council approves the 'Rumble Ride' parade and route for Friday May 2nd, per the attached, conditional on the Town receiving written confirmation of the following from the Spring Jam organizers:

- receipt of written confirmation by March 1st, 2008 from the OPP that they will be able to provide an escort at front and back of parade
- each ATV must be insured
- all parade participants must have a valid driver's licence
- all parade participants must wear helmets
- all ATV's must have licence plates
- that signage be purchased by the Spring Jam organizers, for installation at every entrance to the Fitness Trail, informing ATV riders that they are not permitted on the Fitness Trail at any time during the Spring Jam event; and

THAT all requests/requirements from the OPP as stated in Staff Sergeant Jollymore's November 22nd, 2007 letter, as attached, be addressed by the Spring Jam 2008 organizers and confirmed by the OPP; and

THAT Spring Jam organizers obtain a \$2,000,000. insurance certificate listing the Town of Parry Sound as an additional insured.

CARRIED

9.1.2 Municipal Assistance Program

Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

RESOLUTION NO. 2008-11

MOVED BY COUNCILLOR Borneman

SECONDED BY COUNCILLOR van der Valk

THAT Council approves the Municipal Assistance program criteria and eligibility per the attached; and

THAT Resolution No's: 1998-210, 1998-102, and 2002-339 be revoked ; and

THAT Council direct staff to advertise the 2008 Municipal Assistance Program.

CARRIED

9.1.3 CP Station - Artists Round the Sound

Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

RESOLUTION NO. 2008-12

MOVED BY COUNCILLOR van der Valk

SECONDED BY COUNCILLOR Borneman

THAT Council accepts the proposal received from Artists Round the Sound/Parry Sound Arts & Crafts to rent wall space only of the main gallery at the CP Station for the months of June, July, August and September, 2008 at a rate of \$225./month plus GST, per the attached.

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- 9.1.4 The Friends: Request for Financial Contribution
Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

RESOLUTION NO. 2008-13

MOVED BY COUNCILLOR Keith

SECONDED BY COUNCILLOR McGarvey

THAT Council approves a \$3,509. financial contribution to The Friends to reimburse actual costs associated with the provision of specialized transportation during 2007; and

THAT the financial contribution be coded to the 2007 Accessible Transportation budget;
and

THAT their request for support for 2008 be deferred to the 2008 budget process.

DEFEATED

- 9.1.5 Amendments to Ice Allocation Policy - Ice Time Cancellation Clause
Spokesperson: April Heitman, Leisure Services Coordinator

RESOLUTION NO. 2008-14

MOVED BY COUNCILLOR Keith

SECONDED BY COUNCILLOR McGarvey

THAT Council of the Corporation of the Town of Parry Sound amend Resolution #: 2007-127, being the Ice Allocation Policy as follows:

“Play-off Schedules: Ice time cancellations must be received by the Leisure Services Coordinator two days in advance (2 days) for the months of February, March and April. If the Town is unable to sell the cancelled ice time, the user who booked the time will be responsible for 50% of the payment of that time. Users cancelling ice are not permitted to sell their cancelled ice time: all cancelled time is returned to the master ice schedule through the Leisure Services Coordinator.”

CARRIED

9.2 *Operations*

9.3 *Fire, Emergency Services*

- 9.3.1 Rescind Resolution 2007-227 and approve new resolution
Spokesperson: Sharon Montgomery-Greenwood, Director of EMS

RESOLUTION NO. 2008-15

MOVED BY COUNCILLOR McGarvey

SECONDED BY COUNCILLOR Keith

That the Council of the Town of Parry sound does hereby approve the budget submission for the EMS Contract with the West Parry Sound Health Centre for 2008 in the amount of \$4,829,389.00 which is an overall increase of \$200,000 with 50% paid by the MOHLTC. This increase is an impact of 5% or \$6,700.00 to the Town of Parry Sound levy. The 5% increase is consistent throughout the District of Parry Sound;

And further that the Council accept the complete budget submission for EMS which includes administration and capital in the amount of \$6,720,518.14 which was previously submitted in Resolution # 220-227 as an attachment.

And that resolution # 2007-227 passed on December 18, 2007 which only referenced the amount of the EMS contract for the WPSHC contract be rescinded.

CARRIED

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

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- 9.4.1 Establish Reserve and transfer some 2007 Building Permit revenue to reserve
Spokesperson: John Este, CBO

RESOLUTION NO. 2008-16

MOVED BY COUNCILLOR McGarvey

SECONDED BY COUNCILLOR Keith

That an accounting of expenses vs revenue be made for the building department for 2007, and that, if revenues exceed expenses by more than \$15,000 a Reserve account be established, with the initial contribution being the amount by which revenues exceed expenses in 2007; and

That the initial contribution be made as a prior period entry effective Dec. 31, 2007.

CARRIED

9.5 ***Finance & Administration***

9.5.1 Annual Mileage Review

Spokesperson: Steven Gilchrist, Director of Finance & Administration

DIRECTION Approved(for staff follow up):

That Council agrees to increase the mileage rate for 2008 to \$.46 per km and that staff be further directed to amend the appropriate by-law.

CARRIED

9.6 ***Other Business***

9.6.1 Belvedere Heights representation

Spokesperson: Mayor Richard Adams

RESOLUTION NO. 2008-17

MOVED BY COUNCILLOR Keith

SECONDED BY COUNCILLOR McGarvey

That Mayor Richard Adams is hereby appointed as a representative to the District of Parry Sound West Belvedere Heights Home for the aged Board of Management and that the appointment of Millie Graham pursuant to Resolution No. 2006-256 is hereby rescinded.

10. **BY-LAWS**

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

10.1.1 Spring Jam 2008

Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

BY-LAW NO: 2008 - 5153

Being a By-law to permit the operation of off-road vehicles (ATV's) on designated Town streets during the ATV Spring Jam, Friday May 2nd from 9am - 3:00 pm, and Saturday May 3rd from 9:00 am - 5:00 pm.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 15th day of January, 2008.

10.1.2 CP Station : Canada World Youth

Spokesperson: Lynn Middaugh, Director of Economic Development & Leisure Services

BY-LAW NO: 2008 - 5154

Being a By-Law to authorize the execution of an agreement between Canada World Youth and the Corporation of the Town of Parry Sound for the provision of rental space at the CP Station.

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READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

10.2 ***Operations***

10.2.1 Municipal Infrastructure Investment Initiative (MIII)
Spokesperson: Brian Sheridan, Director of Operations

Direction Approved(for staff follow up):

THAT Council direct staff to prepare an application to submit to MIII the Option C project outlined in the January 15th, 2008 report and recommendation.

CARRIED

BY-LAW NO: 2008 - 5166

Being a By-law to support the application for the Municipal Infrastructure Investment Initiative.

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

10.3 ***Fire, Emergency Services***

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

10.4.1 Agreement with JJ Mackay - Citation+Program Maintenance & Support
Spokesperson: Tammy Purdy, MLEO

BY-LAW NO: 2008 - 5155

Being a by-law to execute an agreement with JJ MacKay Canada Limited for Citation+ Program Maintenance and Support Agreement.

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

10.4.2 Part time Parking Attendant/By-law Enforcement Officer
Spokesperson: Tammy Purdy, MLEO

BY-LAW NO: 2008 - 5157

Being a By-law to Appoint Nathan Jeffery Parking Attendant and By-law Enforcement Officer .

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

10.4.3 Road Allowance closure - Peter Muckenheim - Tate Street
Spokesperson: Iain Laing, Director of Community Development

BY-LAW NO: 2008 - 5161

Being a By-law to stop up, close and sell part of the Tate Street road allowance in the Town of Parry Sound.

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

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- 10.4.4 Site Plan Approval - Zelinka Priamo (Home Depot) - 100 Bowes Street
Spokesperson: Iain Laing, Director of Community Development

BY-LAW NO: 2008 - 5162

Being a By-law to grant Site Plan Approval and authorize the execution of a Development Agreement with Home Depot Holdings Inc.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 15th day of January, 2008.

- 10.4.5 Site Plan Approval - Oastler Park Shopping Plaza Limited - 100 Bowes Street
Spokesperson: Iain Laing, Director of Community Development

BY-LAW NO: 2008 - 5163

Being a By-law to grant Site Plan Approval and authorize the execution of a Development Agreement with Oastler Park Shopping Plaza Limited.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 15th day of January, 2008.

- 10.4.6 Agreement for Poundkeeper Services - Seguin & McDougall
Spokesperson: Tammy Purdy, MLEO

BY-LAW NO: 2008 - 5158

Being a by-law to authorize the execution of an agreement with Seguin Township and McDougall Township for Temporary Pound Keepers Services.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this 15th day of January, 2008.

- 10.4.7 Amend Traffic By-law 2007-5095, Schedule "J"
Spokesperson: Tammy Purdy, MLEO

BY-LAW NO: 2008 - 5159

Being a By-law to amend By-law 2007-5095, being the Traffic By-law .

READ a FIRST time.

(The following amendment was proposed):

MOVED BY COUNCILLOR Borneman

SECONDED BY COUNCILLOR McGarvey

THAT the effective date of the by-law be amended to "April 15th, 2008"

AMENDMENT CARRIED

READ a SECOND and THIRD time, PASSED, SIGNED and SEALED, this 15th day of January, 2008.

10.5 ***Finance & Administration***

- 10.5.1 Resignation of Millie Graham & filling Council Vacancy
Spokesperson: Donna Besman, EA-Deputy Clerk

BY-LAW NO: 2008- 5156

Being a By-law to declare the office of Councillor Millie Graham as vacant.

READ a FIRST, SECOND and THIRD time, PASSED, SIGNED and SEALED, this

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15th day of January, 2008.

(The following Direction was proposed):

Direction Approved(for staff follow up):

That Council direct staff to write a letter to OMERS (Ontario Municipal Employees Retirement System) asking them to explain their policy regarding income limitations, honourariums, expenses and restrictions to disabled persons who are in receipt of a disability benefit before they are elected to municipal office; and in so doing that they explain how their policy is in line with the provincial legislation in meeting fairness to disabled people and that they provide documentation that the policy is within the provincial legislation mandated in dealing with these matters.

RECORDED VOTE - CARRIED

DIVISION LIST

YES NO

Councillor **P. BORNEMAN**

Councillor **B. KEITH**

Councillor **J. MCGARVEY**

Councillor **W. SABOURIN**

Councillor **C. VAN DER VALK**

Mayor **R. ADAMS**

Direction Tabled(for staff follow up):

THAT Council directs staff to prepare a by-law for the next regular meeting of Council to appoint the person with the highest number of votes who was unelected and who has consented, to fill the vacant seat on Council.

CARRIED TO TABLE

(The following Direction was proposed):

Direction Approved (for staff follow up):

That staff be directed to obtain a legal opinion to see if the resignation can be reversed.

CARRIED

- 10.5.2 Cross Border Agreement with the City of Greater Sudbury
Spokesperson: Steven Gilchrist, Director of Finance & Administration

BY-LAW NO: 2008- 5160

Being a by-law to approve the execution of an inter-municipal ambulance agreement with The City of Greater Sudbury and the Town of Parry Sound for the provision of Cross Border Services.

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

- 10.5.3 Servicing Agreement with Seguin Township re: Georgian Green
Spokesperson: Rob Mens, CAO

BY-LAW NO: 2008- 5165

Being a By-Law to authorize the execution of an Agreement between the Township of Seguin and the Corporation of the Town of Parry Sound for a joint servicing agreement for The Residences of Georgian Green.

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

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10.6 *Other Business*

10.6.1 **CONFIRMING BY-LAW NO: 2008-5164**

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

READ a **FIRST, SECOND** and **THIRD** time, **PASSED, SIGNED** and **SEALED**, this 15th day of January, 2008.

11. **ADJOURNMENT**

Following notice given by the Mayor of the next regularly scheduled meeting of Council on February 5th, 2008, Council adjourned at 9:30 pm

Mayor

Clerk