



The Corporation of the Township of Perry

MINUTES

REGULAR MEETING

Wednesday, September 6th, 2017

7:00 p.m.

Council Chambers

(1695 Emsdale Road, Emsdale, ON)

Any and all Minutes are to be considered Draft until approved by Council at a Regular Meeting of Council

In Attendance:

Council Members:

Mayor Norm Hofstetter

Councillors: Margaret Ann MacPhail,
Jim Cushman, Jeff Marshall and Les Rowley

Municipal Staff:

Beth Morton, Clerk-Administrator

Melinda Torrance, Deputy Clerk

Kim Seguin, Treasurer

Dave Creasor, Manager of Public Works

Members of the Public:

See sign in sheet

Declaration of Pecuniary Interest

No pecuniary interest was declared.

Resolution No. 2017-334

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Township of Perry approves the Minutes of the following Meeting(s) as presented:

3.1 Regular Meeting of Council on Wednesday, August 16th, 2017

3.2 Public Meeting of Council on Wednesday, August 16th, 2017 (543 Hwy
518 – McIntosh)

Carried

Resolution No. 2017-335

Moved by: Jeff Marshal

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry has received the Minutes and/or Reports from the following Municipal Boards and Committees:

5.1. Public Library

5.1.1. CEO Report – July

5.2. Regional Fire Services Committee

5.2.1. Minutes – August (Draft)

Carried

Resolution No. 2017-336

Moved by: Margaret Ann MacPhail

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry has received the Monthly Reports, as circulated, from the following Municipal Departments for August 2017:

- 6.1 Fire Department
- 6.2 Public Works and Facilities
- 6.3 By-law Enforcement Report
- 6.4 Finance Department – Year-To-Date
- 6.5 Building Permit Report
- 6.6 Community Development Officer

Carried

Resolution No. 2017-337

Moved by: Les Rowley

Seconded by: Jeff Marshall

Be it resolved that By-law No. 2017-57 “Being a By-law to confirm the proceedings of Council at its August meetings” be given first and second reading.

Carried

Resolution No. 2017-338

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that By-law No. 2017-57 “Being a By-law to confirm the proceedings of Council at its August meetings” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2017-339

Moved by: Margaret Ann MacPhail

Seconded by: Jim Cushman

Be it resolved that By-law No. 2017-58 “Being a By-Law to Delegate Administrative Matters to Staff for the Assessment Review Board Processes. Authorizing the Treasurer or his/her designate, to file complaints to the Assessment Review Board relating to requests for reconsideration of assessment, and to settle assessment appeals and requests for reconsideration of assessment, where appropriate” be given first and second reading.

Carried

Resolution No. 2017-340

Moved by: Les Rowley

Seconded by: Jeff Marshall

Be it resolved that By-law No. 2017-58 “Being a By-Law to Delegate Administrative Matters to Staff for the Assessment Review Board Processes. Authorizing the Treasurer or his/her designate, to file complaints to the Assessment Review Board relating to requests for reconsideration of assessment, and to settle assessment appeals and requests for reconsideration of assessment, where appropriate” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2017-341

Moved by: Jeff Marshall

Seconded by: Jim Cushman

Be it resolved that By-law No. 2017-59 "Being a By-law authorizing the execution of Tender No. 2017-10 to supply One (1) 4X4, ½ Ton, 4 Door Extended Cab Pickup for Public Works between Farquhar Chrysler and The Corporation of the Township of Perry" be given first and second reading.

Carried

Resolution No. 2017-342

Moved by: Margaret Ann MacPhail

Seconded by: Les Rowley

Be it resolved that By-law No. 2017-59 "Being a By-law authorizing the execution of Tender No. 2017-10 to supply One (1) 4X4, ½ Ton, 4 Door Extended Cab Pickup for Public Works between Farquhar Chrysler and The Corporation of the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2017-343

Moved by: Jeff Marshall

Seconded by: Les Rowley

Be it resolved that By-law No. 2017-60 "Being a By-law to authorize the acquisition of lands from The United Church of Canada legally described as Part of Lot 16, Concession 1, in the Township of Perry as in PE1265 & PE1266" be given first and second reading.

Carried

Resolution No. 2017-344

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law No. 2017-60 "Being a By-law to authorize the acquisition of lands from The United Church of Canada legally described as Part of Lot 16, Concession 1, in the Township of Perry as in PE1265 & PE1266" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2017-345

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that By-law No. 2017-61 "Being a By-law to authorize the acquisition of lands from The Incorporated Synod of the Diocese of Algoma legally described as Part of Lot 26, Concession 1; Part of Lot 26, Concession 2 as in PE1334 & PE1369; Lot 9, RCP 314; and Parcel 722 SEC PSS, Part Lot 14, Concession 10, Perry as in LT235 reserving ROW for the Muskoka Colonization Road, S/T LT162783, LT48233, all within the Township of Perry" be given first and second reading.

Carried

Resolution No. 2017-346

Moved by: Margaret Ann MacPhail

Seconded by: Jeff Marshall

Be it resolved that By-law No. 2017-61 "Being a By-law to authorize the acquisition of lands from The Incorporated Synod of the Diocese of Algoma legally described as Part of Lot 26, Concession 1; Part of Lot 26, Concession 2 as in PE1334 & PE1369; Lot 9, RCP 314; and Parcel 722 SEC PSS, Part Lot 14, Concession 10,

Perry as in LT235 reserving ROW for the Muskoka Colonization Road, S/T LT162783, LT48233, all within the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2017-347

Moved by: Jim Cushman

Seconded by: Jeff Marshall

Be it resolved that the Council of the Township of Perry has received the September 6th, 2017 Health and Safety Update from Administration.

Carried

Resolution No. 2017-348

Moved by: Les Rowley

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Township of Perry approve the Request for Change Order in the amount of \$1,000 plus HST to Greens Haulage for extra work related to Tender No. 2016-08 Emsdale Rink Septic System.

Carried

Resolution No. 2017-349

Moved by: Les Rowley

Seconded by: Jeff Marshall

Be it resolved that the Council of the Township of Perry hereby defer making a decision on approving the installation of a sign on Emsdale Road to allow staff opportunity to sufficiently review other municipalities' sign by-laws and policies; ***And That*** Council hereby direct staff to bring forward a Report and draft By-law for signage within the Township at a future Meeting of Council.

Carried

Resolution No. 2017-350

Moved by: Jeff Marshall

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry hereby direct staff to repost the 1995 International 4700 T444E Fire Rescue Truck on GovDeals with a reserve bid of \$20,000.

Carried

Resolution No. 2017-351

Moved by: Margaret Ann MacPhail

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry approve a life time dog tag fee at \$50 to be implemented into the new Tariff of Fees By-law to be presented to Council at a future Meeting of Council.

Carried

Resolution No. 2017-352

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry direct staff to further review all accesses on Bay Lake to ensure that the sale of any further allowances will not restrict any property owners from access to their island lots, and that there is sufficient public access to the water;

And that Council will further consider this request at a future meeting of Council following review of the additional information requested.

Defeated

Resolution No. 2017-353

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry hereby approve a sign to be relocated from the Municipal Office parking area to Township lands adjacent to the exit ramp off of Highway 11 to provide location advertising of the Municipal Office, Northern Nerds and Farmer's Market from the Highway 11 corridor.

Carried

Resolution No. 2017-354

Moved by: Margaret Ann MacPhail

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry hereby accept the Quote submitted by Georgian Engineering in the amount of \$45,200 plus HST for engineering services for Perry's proposed new Fire Hall on Old Government Road.

Carried

Resolution No. 2017-355

Moved by: Jeff Marshall

Seconded by: Les Rowley

Be it resolved that Gary Courtice has submitted a proposal to the Township of Ryerson to extend the regional fire training services at the current cost for an additional three (3) years;

And Whereas the Township of Ryerson circulated to the Regional Fire Services Committee the proposal and draft Agreement for Regional Fire Training Services for their consideration;

And Whereas the RFSC passed resolutions recommending that Municipal Councils renew the Agreement for Fire Training Services at the current cost for the duration of the three (3) year extension;

Now therefore be it resolved that Council has reviewed the Draft Agreement for Regional Fire Training Services and hereby supports the recommendation of the RFSC and approves the draft Agreement with proposal for an additional three (3) year period at the current cost for the full duration of the Agreement.

Carried

Resolution No. 2017-356

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Township of Perry hereby receives the application submitted by Lori Meeks and Adam Marshall on behalf of the Estate of Madeline Marshall for lands legally described as Part of Lot 15, Concession 11, in the Township of Perry, including Part 3 on Plan 42R-2805 located at 2294 Hwy 592 and declare the application to be complete in accordance with the requirements of the Planning Act and hereby request the Clerk to schedule a Public Meeting in accordance with the Planning Act at the next available opportunity.

Carried

Resolution No. 2017-357

Moved by: Jeff Marshall

Seconded by: Jim Cushman

Whereas the Provincial Government passed legislation known as the Climate Change Mitigation and Low- Carbon Economy Act, 2016, c.7 including Reg. 144/16 The Cap and Trade Program and Reg. 143/16 Quantification, Reporting and Verification of Greenhouse Gas Emission;

And Whereas on January 1, 2017 the Province of Ontario adopted a cap and trade carbon pricing system which provides for the inclusion of a carbon fee for users of products derived from carbon based fuels;

And Whereas the terms of an Ontario Energy Board ruling stated that the carbon fee will be included in the "delivery" line of natural gas bills and not listed separately;

Be it resolved that the Council of the Township of Perry requests the government of Ontario insist that all bills from companies supplying products derived from carbon based fuels, including but not limited to, products such as natural gas, propane, hydro, gasoline and furnace oil, to Ontario residents show the carbon fee/tax on a separate line of the bill;

And further that the Province of Ontario be required to annually report to Ontario Citizens on the proceeds of the carbon tax;

And further that this resolution be forwarded to the Premier, the Minister of Energy, MPP Lisa Thompson.

Carried

Resolution No. 2017-358

Moved by: Les Rowley

Seconded by: Jeff Marshall

Be it resolved that the Council of the Township of Perry hereby support the recommendation of EcoDev and hereby approves the CDO to register the Township of Perry on the immigration portal – www.neoimmigration.ca.

Carried

Resolution No. 2017-359

Moved by: Margaret Ann MacPhail

Seconded by: Jeff Marshall

Be it resolved that the Council of the Township of Perry hereby approves the attendance of the following Councillor(s) and staff at the DPSMA Fall Meeting to be held in McKellar on Friday, September 29th, 2017, with the DPSMA Secretary Beth Morton and Mayor Norm Hofstetter, Executive Member: Kim Seguin, and Councillor Margaret Ann MacPhail.

Carried

Resolution No. 2017-360

Moved by: Jim Cushman

Seconded by: Jeff Marshall

Be it resolved that the Council of the Township of Perry hereby supports renewing the Shared Service Agreement for the Community Development Officer with the Municipality of Magnetawan and the Township of McMurrich/Monteith for the period from January 1st, 2018 to March 31st, 2018 with Perry's share being \$4,656.26 and hereby directs the Clerk to bring forward a Shared Service Agreement for consideration at the next Meeting of Council;

And further that Council hereby directs the Treasurer to include a line item in the amount of \$11,000 within the 2018 Budget for Community Economic Development to cover Perry's share for the first 3 months under EcoDev, and the remaining 9 months under the CIINO Regional program through FedNor.

Carried

Resolution No. 2017-361

Moved by: Les Rowley

Seconded by: Jeff Marshall

Be it resolved that the Council of the Township of Perry support entering into a Right of Way over Part 4, Plan 42R-11552 to Graham, the owners of 44 Hillcrest Lane (1-52800), provided that all costs associated with the right of way are paid by Graham, and that Graham sign a cost acknowledgement agreement and forward payment in the amount of a \$250 for administration fees and \$1,000 deposit towards legal costs associated;

And that Council further direct that the Clerk prepare a By-law authorizing the Transfer of Easement for a Right of Way purposes to be provided to Council at a future Meeting of Council.

Carried

Resolution No. 2017-362

Moved by: Jeff Marshall

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Township of Perry hereby receives Correspondence Items 10.1 to 10.6 as outlined in the Agenda of September 6th, 2017.

Carried

Resolution No. 2017-363

Moved by: Les Rowley

Seconded by: Jeff Marshall

Be it resolved that in accordance with Section 239 of the *Municipal Act, 2001*, as amended, Council shall proceed into 'Closed Session' at 8:46 p.m. in order to address matters pertaining to (2) (b) personal matters about an identifiable individual, including municipal or local board employees (Tax Sales Process); and (2) (d) labour relations or employee negotiations.

Carried

Resolution No. 2017-366

Moved by: Margaret Ann MacPhail

Seconded by: Jim Cushman

Be it resolved that that the Council of the Township of Perry hereby adjourns from Closed Session at 10:00 p.m.

Carried

Report Out of Closed Session

Council took under consideration a request from a ratepayer regarding the tax sale process against land owned by them. Council directed staff on how to address the matter. Council reviewed a recommendation to increase vacation days in lieu of overtime/on-call hours for one employee for 2017 and directed staff to look into compensation for employees who are required to be on-call for their position.

Resolution No. 2017-367

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Township of Perry hereby reconvenes the September 6th, 2017 Regular Meeting of Council at 10:01 p.m.

Carried

The meeting adjourned at 10:02 p.m.

Dated this 20th day of September, 2017.

Original Signed by Norm Hofstetter
Norm Hofstetter, *Mayor*

Original Signed by Beth Morton
Beth Morton, *Clerk-Administrator*