



The Corporation of the Township of Perry

MINUTES
REGULAR MEETING
Wednesday, May 1, 2019
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: Jim Cushman, Joe Lumley,
Margaret Ann MacPhail and Paul Sowrey

Municipal Staff:

Beth Morton, Clerk/Administrator;
Kim Seguin, Treasurer/Tax Collector
Mike Wilmon, Chief Build Official/By-law
Enforcement Officer;
Randy McLaren, Working Roads Supervisor
Rachel Hamilton, Admin Assistant

Members of the Public:

See Sign in sheet

Declaration of Pecuniary Interest

None

Resolution No. 2019-140

Moved by: Paul Sowrey

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, April 17, 2019
- 3.2.** Special Budget Meeting on Wednesday, April 17, 2019

Carried

Resolution No. 2019-141

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that the Council of the Township of Perry accept the 2018 Draft Financials as presented by Judy Kleinhuis of Grant Thornton for the Township of Perry and for the Township of Perry Trust Funds.

Carried

Resolution No. 2019-142

Moved by: Margaret Ann MacPhail

Seconded by: Joe Lumley

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:

Joint Waste Management Committee

5.1. Perry Township Public Library

5.1.1. April 2019 Minutes

5.1.2. CEO Report – March

5.2. Joint Waste Management Committee

5.2.1. April 2019 Minutes

5.3. Recreation and Culture Committee

5.3.1. April 2019 Minutes

5.4. Almaguin Community Economic Development Committee

5.4.1. March 2019 Minutes – BACED, CAEDA and ACED

Carried

Resolution No. 2019-143

Moved by: Paul Sowrey

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:

6.1. By-law Enforcement

6.2. Public Works

6.3. Building

6.4. Finance Budget to date

6.5. Economic Development

Carried

Resolution No. 2019-144

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law No. 2019-23 "Being a By-law to adopt the estimates of all sums required during 2019 for the purposes of the Municipality" be given first and second reading.

Carried

Resolution No. 2019-145

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law No. 2019-23 "Being a By-law to adopt the estimates of all sums required during 2019 for the purposes of the Municipality" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2019-146

Moved by: Margaret Ann MacPhail

Seconded by: Jim Cushman

Be it resolved that By-law No. 2019-24 "Being a By-law to Designate Commercial Vehicle Operator's Registration (CVOR) Signing Authority for the Corporation of the Township of Perry" be given first and second reading.

Carried

Resolution No. 2019-147

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law No. 2019-24 "Being a By-law to Designate Commercial Vehicle Operator's Registration (CVOR) Signing Authority for the Corporation of the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2019-148

Moved by Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that By-law No. 2019-25 "Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry" be given first and second reading.

Carried

Resolution No. 2019-149

Moved by: Margaret Ann MacPhail

Seconded by: Paul Sowrey

Be it resolved that By-law No. 2019-25 "Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2019-150

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that By-law No. 2019-26 "Being a By-law to adopt a Social Media Policy" be given first and second reading.

Carried

The Resolution No. 2019-151

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law No. 2019-26 "Being a By-law to adopt a Social Media Policy" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2019-152

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that the Council of the Township of Perry hereby receive the May 1, 2019 Health and Safety Update.

Resolution No. 2019-153

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that That the Council of the Township of Perry hereby accept the Proposal from G.F Preston for the supply of one (1) 2019 Case 590 SN Backhoe Loader as specified in the proposal in the amount of \$154,351.00 plus HST

Carried

Resolution No. 2019-154

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that That the Council of the Township of Perry hereby accept the Proposal from Road Maintenance Equipment Services Inc (RMES) for a Slip in Water Tank in the amount of \$28,041.00 plus HST.

Carried

Resolution No. 2019-155

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that That the Council of the Township of Perry hereby accept the Tender from Lake of Bays Heights Inc o/a Pullman Excavating for Road Side Mowing the following amounts and years:

2019 \$ 3,555.00 + HST

2020 \$ 3,626.00 + HST

2021 \$ 3,720.00 + HST

2022 \$ 3,792.00 + HST

Carried

Resolution No. 2019-156

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that Be it resolved that That the Council of the Township of Perry hereby accept the Quotation from Clover Enterprises for RFQ 2019-006 at the rates quoted:

Section 1 at 2.98km: \$185/km

Section 2 at 7.75km: \$165/km

Section 3 at 44.03km: \$ 128/km

For a total of \$7,465.89 + HST.

Carried

Resolution No. 2019-157

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that That Council have no objection to Consent Applications B-007/19 (Brown), subject to the following conditions:

1. The Township of Perry requires a “Cash-in-lieu of Parkland” payment of 5% based on the assessed value for the newly created lot from Consent Application B-007/19 as per By-Law No. 2007-33, the value determined would be based on vacant land value.
2. The Township of Perry requires four (4) copies of the new survey for Consent Application B-007/19, together with one digital copy.
3. A draft reference plan of survey shall be submitted to the Secretary-Treasurer of the District Planning Board and to the Municipality, for review, prior to registration.
 - i. If the reference plan or other evidence discloses that either the severed property or the retained property owned by the Applicant contains a deviation road maintained by the Municipality as a public road, then the Applicant shall survey and transfer such deviation road to the Municipality as a condition of severance. The area to be surveyed and transferred shall generally be sixty-six (66’) feet in width and centered upon the centre line of the present travelled road. In situations where this is impractical, the Applicant should discuss how this requirement will be fulfilled with the Municipality before the reference plan is finalized.
 - ii. Prior to the finalization of consent, The District Planning Board must be advised in writing by the Municipality that the above condition has been satisfied”;
4. The Township of Perry requires rezoning to allow for an exception to permit the existing accessory structure prior to construction of the principal dwelling, and to permit the home industry to continue on the proposed severed lot.
5. The Township of Perry requires confirmation from the North Bay-Mattawa Conservation Authority that there is an area within the proposed severed lot that is suitable for a conventional sewage disposal system (i.e. Class 4) outside of the 300 metre setback limit.
6. The Township of Perry requires that the applicant enter into a Site Plan Agreement with the Township, to be registered on title, to establish building envelopes including the 300 metre setback for the septic field, as well as other matters applicable to the future development of the proposed lot.

Resolution No. 2019-158

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry hereby receives Correspondence Item 10.1 and 10.2 as outlined in the Agenda of May 1, 2019.

Carried

Resolution No. 2019-159

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that in accordance with Section 239 of the *Municipal Act, 2001*, as amended, Council shall proceed into 'Closed Session' at 8:27 p.m. in order to address matters relating to Section 239 (2)(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board (Pre-trial update and LPAT – determination of value of land)

Carried

Resolution No. 2019-162

Moved by: Margaret Ann MacPhail

Seconded by: Joe Lumley

Be it resolved that the Council of the Township of Perry hereby reconvenes the May 1, 2019 Regular Meeting of Council at 8:58 p.m.

Carried

Report Out of Closed Session

Council was provided an update on a recent pre-trial and upcoming LPAT pre-hearing regarding the determination of value of land.

The meeting adjourned at approximately 8:58 p.m.

Dated this 1st day of May, 2019.

Original Signed by Norm Hofstetter
Norm Hofstetter, *Mayor*

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