



The Corporation of the Township of Perry

MINUTES

REGULAR MEETING

Wednesday, May 4th, 2022

7:00 p.m.

**Municipal Office and Electronic Attendance
(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:

Municipal Office:

Mayor Norm Hofstetter
Beth Morton, Clerk-Administrator
Kim Seguin, Treasurer-Tax Collector
Erica Cole, Deputy Clerk

Electronic Attendance:

Councillors: Joe Lumley, Paul Sowrey,
Margaret Ann MacPhail, and Jim Cushman

Staff: Mike Wilmon, Chief Building Official

Members of the Public:

Paula Somers

Declaration of Pecuniary Interest

Councillor Cushman declared pecuniary interest on Agenda Item 7.3 and 7.4, due to owning and operating a gravel/stone business.

Resolution No. 2022-156

Moved by: Margaret Ann MacPhail

Seconded by: Joe Lumley

Be it resolved that the Council of the Corporation of the Township of Perry approves the Minutes of the following Meetings as presented:

- 3.1 Regular Meeting of Council on Wednesday, April 20th, 2022;
- 3.2 Public Meeting Minutes on Wednesday, April 20th, 2022 – Zoning By-law Amendment for Part of Lot 22, Concession 7, Township of Perry, designated as Parts 6, 7, and 8 on Plan 42R-18201 (Smart)
- 3.3 Public Meeting Minutes on Wednesday, April 20th, 2022 – Zoning By-law Amendment for Part of Lot 24, Concession 14, Township of Perry (Meier)

Carried

Resolution No. 2022-157

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry has

received the Minutes and/or Reports from the following Municipal Boards and Committees:

- 5.1. **Joint Waste Management Committee**
 - 5.1.1. April 2022 Draft Minutes
- 5.2. **District Social Services Administration Board**
 - 5.2.1. April 2022 Report
- 5.3. **Almaguin Community Economic Development Committee**
 - 5.3.1. Director of Economic Development April 2022 Report
- 5.4. **Township of Perry Public Library**
 - 5.4.1. January 2022 Minutes
 - 5.4.2. February 2022 CEO Report
 - 5.4.3. March 2022 CEO Report
- 5.5. **Perry Township Recreation and Culture Committee**
 - 5.5.1. March 2022 Minutes
 - 5.5.2. April 2022 Draft Minutes

Carried

Resolution No. 2022-158

Moved by: Joe Lumley

Seconded by: Paul Sowrey

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

- 6.1. **Fire Department**
 - 6.1.1. Chiefs Meeting and Fire Training Report – April 2022
 - 6.1.2. Memo re: O.Reg 343/22 Firefighter Certification
- 6.2. **By-law Enforcement**
 - 6.2.1. April 2022
- 6.3. **Building Report**
 - 6.3.1. April 2022
- 6.4. **Transfer Station**
- 6.5. **Public Works**
- 6.6. **Facilities Update**
- 6.7. **Finance Department**

Carried

Resolution No. 2022-159

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-38 "Being a By-law to delegate authority to the Assessment Review Board to exercise certain powers and functions of Council pursuant to Section 357(1)(d.1) of the *Municipal Act, 2001*" be given first and second reading.

Carried

Resolution No. 2022-160

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that By-law 2022-38 "Being a By-law to delegate authority to the

Assessment Review Board to exercise certain powers and functions of Council pursuant to Section 357(1)(d.1) of the *Municipal Act, 2001*” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-161

Moved by: Margaret Ann MacPhail

Seconded by: Joe Lumley

Be it resolved that By-law 2022-39 “Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry (April 2022 meetings)” be given first and second reading.

Carried

Resolution No. 2022-162

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-39 “Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry (April 2022 meetings)” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-163

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-40 “Being a By-law authorizing the execution of RFT 2022-001 for the Supply and Place Crushed Granite Type M (Various Roads) between Fowler Construction Ltd. and The Corporation of the Township of Perry” be given first and second reading.

Carried

Resolution No. 2022-164

Moved by: Paul Sowrey

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-40 “Being a By-law authorizing the execution of RFT 2022-001 for the Supply and Place Crushed Granite Type M (Various Roads) between Fowler Construction Ltd. and The Corporation of the Township of Perry” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-165

Moved by: Margaret Ann MacPhail

Seconded by: Joe Lumley

Be it resolved that By-law 2022-41 “Being a By-law authorizing the execution of RFT 2022-002 for the Double Surface Treatment on So Ho Mish Road between Miller Paving Ltd. and The Corporation of the Township of Perry” be given first and second reading.

Carried

Resolution No. 2022-166

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-41 “Being a By-law authorizing the execution of RFT 2022-002 for the Double Surface Treatment on So Ho Mish Road between

Miller Paving Ltd. and The Corporation of the Township of Perry” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-167

Moved by: Paul Sowrey

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-42 “Being a By-law authorizing the execution of RFP 2022-003 for the Exterior Renovation of the Public Works Building between Al Langman Construction Inc. and The Corporation of the Township of Perry” be given first and second reading.

Carried

Resolution No. 2022-168

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-42 “Being a By-law authorizing the execution of RFP 2022-003 for the Exterior Renovation of the Public Works Building between Al Langman Construction Inc. and The Corporation of the Township of Perry” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-169

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law 2022-43 “Being a By-law authorizing the execution of RFP 2022-004 for the Supply of One (1) 2022 Dodge Ram 1500 4x4 Full Size Quad Cab Pickup between Mac Lang (Sundridge) Ltd. and The Corporation of the Township of Perry” be given first and second reading.

Carried

Resolution No. 2022-170

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that By-law 2022-43 “Being a By-law authorizing the execution of RFP 2022-004 for the Supply of One (1) 2022 Dodge Ram 1500 4x4 Full Size Quad Cab Pickup between Mac Lang (Sundridge) Ltd. and The Corporation of the Township of Perry” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-171

Moved by: Margaret Ann MacPhail

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-44 “Being a By-law authorizing the execution of RFP 2022-005 for the Supply and Delivery of One (1) Packer for the John Deere Grader between Nielson Custom Metal Works Inc. and The Corporation of the Township of Perry” be given first and second reading.

Carried

Resolution No. 2022-172

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-44 "Being a By-law authorizing the execution of RFP 2022-005 for the Supply and Delivery of One (1) Packer for the John Deere Grader between Nielson Custom Metal Works Inc. and The Corporation of the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-173

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-45 "Being a By-law to amend By-law No. 2014-21, as amended, the Zoning By-law for the Township of Perry with respect to lands legally described as Part of Lot 22, Concession 7, Township of Perry, designated as Parts 6 to 8 on Plan 42R-18201" be given first and second reading.

Carried

Resolution No. 2022-174

Moved by: Margaret Ann MacPhail

Seconded by: Joe Lumley

Be it resolved that By-law 2022-45 "Being a By-law to amend By-law No. 2014-21, as amended, the Zoning By-law for the Township of Perry with respect to lands legally described as Part of Lot 22, Concession 7, Township of Perry, designated as Parts 6 to 8 on Plan 42R-18201" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-175

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law 2022-46 "Being a By-law to amend By-law No. 2014-21, as amended, the Zoning By-law for the Township of Perry with respect to lands legally described as Part of Lot 24, Concession 14, in the Township of Perry" be given first and second reading.

Carried

Resolution No. 2022-176

Moved by: Paul Sowrey

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-46 "Being a By-law to amend By-law No. 2014-21, as amended, the Zoning By-law for the Township of Perry with respect to lands legally described as Part of Lot 24, Concession 14, in the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-177

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2022-47 "Being a By-law authorizing the execution of a non-exclusive Licence of Occupation Agreement between Franciscus C.J. van der

Staay, Pornchit Udomsub, Thomas Patrick Land, Debra Lynn Ryan and The Corporation of the Township of Perry” be given first and second reading.

Carried

Resolution No. 2022-178

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that By-law 2022-47 “Being a By-law authorizing the execution of a non- exclusive Licence of Occupation Agreement between Franciscus C.J. van der Staay, Pornchit Udomsub, Thomas Patrick Land, Debra Lynn Ryan and The Corporation of the Township of Perry” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-179

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that By-law 2022-48 “Being a By-law to delegate authority to the Treasurer or designate to process adjustments under Sections 354, 356, 357, 358, 359 of the *Municipal Act, 2001, S.O. 2001.*” be given first and second reading.

Carried

Resolution No. 2022-180

Moved by: Margaret Ann MacPhail

Seconded by: Jim Cushman

Be it resolved that By-law 2022-48 “Being a By-law to delegate authority to the Treasurer or designate to process adjustments under Sections 354, 356, 357, 358, 359 of the *Municipal Act, 2001, S.O. 2001.*” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-181

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Corporation of the Township of Perry hereby receive the Health and Safety Report prepared by the Clerk-Administrator dated May 4th, 2022 and hereby provides direction to staff on the COVID-19 Vaccination Policy.

Carried

Item 9.1 Consent Application B-027/22, B-028/22, and B-029/22
(within the Town of Kearney) – Request for Comments (Pateman)
(Discussion)

The Clerk-Administrator presented a report regarding the request for comments from the Town of Kearney regarding the above-noted application. Council reviewed the application and supporting documentation and had no comments to provide the Town of Kearney. The Clerk-Administrator will follow-up with the Town of Kearney accordingly.

Resolution No. 2022-182

Moved by: Margaret Ann MacPhail

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry have no objection to Consent Applications B-016/22 and B-017/22 (Somers), 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 of the newly created lots.
2. 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. 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.

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.

3. The Township of Perry requires four (4) papers copies and one PDF copy for its files.
4. The Township of Perry requires confirmation from the Working Road Supervisor that an entrance permit(s) can be obtained on the lots to be created.
5. The Township of Perry requires confirmation from North Bay-Mattawa Conservation Authority that there is an area within each of the proposed severed lots that is suitable for a conventional sewage disposal system (ie Class 4) outside of the 300-metre setback limit of Bay Lake.
6. Applicant will be required to rezone the newly created lots to the Shoreline Residential Backlot (SBR) Zone.
7. The Township requires that the applicant enter into a Site Plan Agreement with the Township, to be registered on title, to establish a building envelope which will include the 300-metre setback for the septic field, a requirement to retain as much of the natural forest cover on the lots in order to conserve habitat for the area's wildlife, as well as other matters applicable to the future development of the proposed lot.

8. The Township requires payment of \$500 administration fee as per the Fees and Charges By-law.

Carried

Resolution No. 2022-183

Moved by: Joe Lumley

Seconded by: Jim Cushman

Whereas the Council of the Corporation of the Township of Perry carried resolution #2021-423 at their Regular Meeting on November 3, 2021 supporting the appointment of Councillor Delynne Patterson of Ryerson Township as one of two representatives of Area 4 on the District of Parry Sound Social Services Administration Board; and

Whereas subsequent to resolution #2021-423, Councillor Patterson withdrew her request for nomination on April 5, 2022 as unanimous support was not received by all Councils within Area 4 of the District of Parry Sound Social Services Administration Board; and

Whereas Councillor Joe Vella of Ryerson Township has submitted his request for nomination of appointment as representative of Area 4/Board Member on the District of Parry Sound Social Services Administration Board;

Be it resolved that the Council of the Township of Perry hereby supports the nomination of Councillor Joe Vella of Ryerson Township as one of two representatives to Area 4 within the District of Parry Sound Social Services Administration Board; and

Further that the Council of the Corporation of the Township of Perry hereby rescinds resolution #2021-423;

And Further that Council directs the Clerk-Administrator to forward this resolution to the Chair of the District of Parry Sound Social Services Administration Board and all municipalities within Area 4.

Carried

Resolution No. 2022-184

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Whereas the current agreements between the Ministry of Health, the physician group in Burk's Falls and the Burk's Falls Family Health Team list the Burk's Falls catchment area to include Burk's Falls, Armour, Magnetawan, Perry, and Ryerson; and

Whereas the physicians represented by these agreements can, technically, only take on patients within the catchment area; and

Whereas the inclusion of Kearney and McMurrich-Monteith population numbers would change the physician-to-patient ratio and may allow for an additional physician resource within the Burk's Falls Family Health Team catchment area;

Be it resolved that the Council of the Corporation of the Township of Perry hereby supports the request to include the Town of Kearney and Township of McMurrich-Monteith in the Burk's Falls Family Health Team catchment area;

And further that this resolution be forwarded to the Honourable Christine Elliott, Minister of Health, the Burk's Falls Family Health Team, the Town of Kearney, the Township of McMurrich-Monteith, and the municipalities within the BFFHT Catchment Area.

Carried

Resolution No. 2022-185

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Corporation of the Township of Perry supports the Perry Township Public Library Board's request to install the TD Summer Reading Program 2022 Story Walk Project at the Community Park in Novar, to remain installed for the duration of the program (June 13 – September 5, 2022); and

Further that Council directs the Perry Township Public Library Board to collaborate with municipal staff with regards to determining the best location and assisting in the installation of the Story Board stands and placards provided by the TD Summer Reading Club.

Carried

Resolution No. 2022-186

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry hereby appoints Paul Sowrey as the Alternate Representative for the Township of Perry on the Southeast Parry Sound District Planning Board for the remainder of the 2018-2022 Term of Council.

Carried

Resolution No. 2022-187

Moved by: Paul Sowrey

Seconded by:

Be it resolved that the Council of the Corporation of the Township of Perry hereby receives Correspondence Items 10.1 to 10.9 as outlined in the Agenda of May 4th, 2022.

Carried

Item 10: NEW BUSINESS

Item 10.7: Floating Accommodations Resolution

Councillor Margaret Ann MacPhail highlighted that floating accommodations appear to be a contentious concern for many area municipalities. Some jurisdictions across

Canada have successfully integrated floating accommodations into their communities while others have struggled to safely permit these accommodations. Believe it is not likely a concern for Perry Township as we do not have a large enough lake to hold a floating accommodation.

Emsdale Community Centre/Library Project

Mike Wilmon, Chief Building Official, noted that the foundation permit has now been issued. One of the two wells have been successfully drilled. The contractor has confirmed that the project is on track.

The Meeting adjourned at approximately 7:55 p.m.

Dated this 18th day of May, 2022.

“Originally Signed”
Norm Hofstetter, Mayor

“Originally Signed”
Beth Morton, Clerk-Administrator