



*The Corporation of the Township of Perry*

**MINUTES**

**REGULAR MEETING**

**Wednesday, August 3<sup>rd</sup>, 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:**

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

**Electronic Attendance:**

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

Staff: Mike Wilmon, Chief Building Official

**Members of the Public:**

Ron Morris, Nathan Zimmer, Haily Bender, Ken Core, Brodie Aitkin, Nick Borgdorff, Jeff Marshall, Jessica Boyes, Herb Schellhorn, Don Harper, Daniel Peace, Amy Lee Marshall, Dean Hellam, Gloria Clark

**Absent:**

Councillor Paul Sowrey

**Declaration of Pecuniary Interest**

None

**Resolution No. 2022-304**

**Moved by: Joe Lumley**

**Seconded by: Jim Cushman**

***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 July 6<sup>th</sup>, 2022
- 3.2. Public Meeting Minutes on Wednesday July 6<sup>th</sup>, 2022 – Zoning By-law Amendment for lands located at 1365 Bay Lake Road – Lot 16, Plan M287, Township of Perry (Jenkins)
- 3.3. Public Meeting Minutes on Wednesday July 6<sup>th</sup>, 2022 – Zoning By-law Amendment for lands located at 724 Bevan's Road – Part Lot 32, Concession 12, Township of Perry (Rand)

3.4. Special Emergency Meeting of Council on Wednesday July 13<sup>th</sup>, 2022  
**Carried**

**Resolution No. 2022-305**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry does now adjourn from this Regular Meeting at 7:07 p.m. to commence a 'Public Meeting' for the purpose of hearing comments from members of the public with regards to a proposed Zoning By-law Amendment for lands legally described as Part of Lot 6, Plan 169, Township of Perry, located at 222 Churchill Gardens Road (Aitkin)

**Carried**

**Resolution No. 2022-306**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

***Be it resolved that*** the Council of the Corporation of the Township of Perry receives the report prepared by Beth Morton, Clerk-Administrator, for lands legally described as Part of Lot 6, Plan 169, Township of Perry, located at 222 Churchill Gardens Road (Aitkin)

**Carried**

**Resolution No. 2022-307**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

***Be it resolved that*** the Council of the Corporation of the Township of Perry hereby now adjourn from this Public Meeting at 7:28 p.m. in order to recommence the Regular Meeting of Council of August 3<sup>rd</sup>, 2022.

**Carried**

**Resolution No. 2022-308**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry does now adjourn from this Regular Meeting at 7:29 p.m. to commence a 'Public Meeting' for the purpose of hearing comments from members of the public with regards to a proposed Zoning By-law for lands legally described as Part of Lot 31, Concession 3, Township of Perry, located at 1054 Savage Settlement Road (2152900 Ontario Inc.)

**Carried**

**Resolution No. 2022-309**

**Moved by: Jim Cushman**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry receives the report prepared by Beth Morton, Clerk-Administrator, for lands legally described as Part of Lot 31, Concession 3, Township of Perry, located at 1054 Savage Settlement Road (2152900 Ontario Inc.)

**Carried**

**Resolution No. 2022-310**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

***Be it resolved that*** the Council of the Corporation of the Township of Perry hereby now adjourn from this Public Meeting at 7:35 p.m. in order to recommence the Regular Meeting of Council of August 3<sup>rd</sup>, 2022.

**Carried**

**Resolution No. 2022-311**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

***Be it resolved that*** the Council of the Corporation of the Township of Perry does now adjourn from this Regular Meeting at 7:36 p.m. to commence a 'Public Meeting' for the purpose of hearing comments from members of the public with regards to a proposed Zoning By-law Amendment for lands legally described as Part of Lot 30, Concession 5, Township of Perry, located at 897 Bay Lake Road (Morris)

**Carried**

**Resolution No. 2022-312**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry receives the report prepared by Beth Morton, Clerk-Administrator, for lands legally described as Part of Lot 30, Concession 5, Township of Perry, located at 897 Bay Lake Road (Morris)

**Carried**

**Resolution No. 2022-313**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry hereby now adjourn from this Public Meeting at 7:43 p.m. in order to recommence the Regular Meeting of Council of August 3<sup>rd</sup>, 2022.

**Carried**

**Resolution No. 2022-314**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

***Be it resolved that*** the Council of the Corporation of the Township of Perry does now adjourn from this Regular Meeting at 7:45 p.m. to commence a 'Public Meeting' for the purpose of hearing comments from members of the public with regards to a proposed Zoning By-law Amendment for lands legally described as Part of Lot 28, Concession 1, Township of Perry, Part 1 on Plan 42R-21865, located at 631 Savage Settlement Road (Sommer)

**Carried**

**Resolution No. 2022-315**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

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

receives the report prepared by Beth Morton, Clerk-Administrator, for lands legally described as Part of Lot 28, Concession 1, Township of Perry, Part 1 on Plan 42R-21865, located at 631 Savage Settlement Road (Sommer)

**Carried**

**Resolution No. 2022-316**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry hereby now adjourn from this Public Meeting at 7:51 p.m. in order to recommence the Regular Meeting of Council of August 3<sup>rd</sup>, 2022.

**Carried**

**Resolution No. 2022-317**

**Moved by: Margaret Ann MacPhail**

**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. **Almaguin Highlands Health Centre**
  - 5.1.1. July 2022 Draft Minutes
- 5.2. **District Social Services Administration Board**
  - 5.2.1. July 2022 Quarterly Report
- 5.3. **Almaguin Community Economic Development Committee**
  - 5.3.1. June 2022 Minutes
  - 5.3.2. Director Report June 2022
- 5.4. **Muskoka Algonquin Healthcare**
  - 5.4.1. July 2022 Minutes – Political Leaders Forum with MAHC
- 5.5. **Recreation and Culture Committee Minutes**
  - 5.5.1. July 2022 Draft Minutes

**Carried**

**Resolution No. 2022-318**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

***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 – July 2022
- 6.2. **By-law Enforcement**
  - 6.2.1. July 2022
- 6.3. **Building Report**
  - 6.3.1. July 2022
- 6.4. **Transfer Station**
  - 6.4.1. July 2022
- 6.5. **Public Works**
  - 6.5.1. July 2022
- 6.6. **Finance Department**

**Carried**

**Resolution No. 2022-319**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

***Be it resolved that*** By-law 2022-69 "Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry (July 2022 Meetings)" be given first and second reading.

**Carried**

**Resolution No. 2022-320**

**Moved by: Joe Lumley**

**Seconded by: Jim Cushman**

***Be it resolved that*** By-law 2022-69 "Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry (July 2022 Meetings)" be given third and final reading and enacted in open Council.

**Carried**

**Resolution No. 2022-321**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

***Be it resolved that*** By-law 2022-67 "Being a By-law to authorize the Corporation of the Township of Perry to enter into a Site Plan Agreement with Brian Donald Isard and Grace Yuk Wah Isard on lands legally described as Lot 16, Plan M76, Township of Perry, District of Parry Sound" be given first and second reading.

**Carried**

**Resolution No. 2022-322**

**Moved by: Jim Cushman**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** By-law 2022-67 "Being a By-law to authorize the Corporation of the Township of Perry to enter into a Site Plan Agreement with Brian Donald Isard and Grace Yuk Wah Isard on lands legally described as Lot 16, Plan M76, Township of Perry, District of Parry Sound" be given third and final reading and enacted in open Council.

**Carried**

**Resolution No. 2022-323**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Joe Lumley**

***Be it resolved that*** By-law 2022-70 "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 Lot 16, Plan M287, in the Township of Perry" be given first and second reading.

**Carried**

**Resolution No. 2022-324**

**Moved by: Joe Lumley**

**Seconded by: Jim Cushman**

***Be it resolved that*** By-law 2022-70 "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 Lot 16, Plan M287, in the Township of Perry” be given third and final reading and enacted in open Council.

**Carried**

**Resolution No. 2022-325**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

***Be it resolved that*** By-law 2022-71 “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 32, Concession 12, in the Township of Perry” be given first and second reading.

**Carried**

**Resolution No. 2022-326**

**Moved by: Jim Cushman**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** By-law 2022-71 “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 32, Concession 12, in the Township of Perry” be given third and final reading and enacted in open Council.

**Carried**

**Resolution No. 2022-327**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Joe Lumley**

***Be it resolved that*** By-law 2022-72 “Being a By-law to authorize the acquisition of lands legally described as Part of the Lot 18, Concession 13, in the Township of Perry, designated as Part 1 on Plan 42R-21917 to be dedicated as part of Deer Lake Road” be given first and second reading.

**Carried**

**Resolution No. 2022-328**

**Moved by: Joe Lumley**

**Seconded by: Jim Cushman**

***Be it resolved that*** By-law 2022-72 “Being a By-law to authorize the acquisition of lands legally described as Part of the Lot 18, Concession 13, in the Township of Perry, designated as Part 1 on Plan 42R-21917 to be dedicated as part of Deer Lake Road” be given third and final reading and enacted in open Council.

**Carried**

**Resolution No. 2022-329**

**Moved by: Jim Cushman**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** By-law 2022-73 “Being a By-law authorizing the execution of RFP 2022-008 for the Interior Renovation of the Municipal Office between Al Langman Construction Inc. and The Corporation of the Township of Perry” be given first and second reading.

**Carried**

**Resolution No. 2022-330**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Joe Lumley**

**Be it resolved that** By-law 2022-73 "Being a By-law authorizing the execution of RFP 2022-008 for the Interior Renovation of the Municipal Office 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. 2022-331**

**Moved by: Joe Lumley**

**Seconded by: Jim Cushman**

**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 August 3<sup>rd</sup>, 2022.

**Carried**

**Item 9.1. Emsdale Baseball Diamond Proposal and Emsdale Outdoor Rink**

Council discussed the Emsdale Baseball Diamond Proposal submitted by Jeff Marshall. Council thanked Mr. Marshall for the research and site sketch he completed of the proposed Baseball Diamond beside the Fire Hall on Old Government Road. With this proposed location, will need to be additional planning to ensure infrastructure (grounds, fencing, washrooms, parking, proper access, etc.) and future use of the land would allow for the proposed Baseball Diamond. Council directed Mr. Marshall to conduct a site sketch of the grounds of the new Emsdale Community Centre/Library to see if the Baseball Diamond could be re-installed at its previous, central location., prior to any further discussions.

In addition, Council discussed the re-opening of the Emsdale Outdoor Rink. At this time, Council directed that the Emsdale Outdoor Rink remain closed due to its proximity to the construction site for the new Emsdale Community Centre/Library Project. Council will continue to review and will open the Emsdale Outdoor Rink when the area is safe to the public.

**Resolution No. 2022-332**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

**Be it resolved that** the Council of the Corporation of the Township of Perry approves Change Order 5 to change the flooring in the kitchen and three washrooms from the originally specified VAT flooring to a non-slip Altro VM at an additional cost of \$8,125.00 plus HST.

**Carried**

**Resolution No. 2022-333**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

**Whereas** Rail Safety Week is to be held across Canada from September 19<sup>th</sup> to 25<sup>th</sup>, 2022;

**Whereas** it is in the public's interest to raise citizens' awareness of the dangers of ignoring safety warnings at level crossings and trespassing on rail property to reduce avoidable deaths, injuries, and damage caused by incidents involving trains and citizens;

**Whereas** *Operation Lifesaver* is a public/private partnership whose aim is to work with the public, rail industry, governments, police services, media and other to raise rail safety awareness;

**Whereas** CN has requested the Council of the Corporation of the Township of Perry to adopt this resolution in support of its ongoing efforts to raise awareness, save lives, and prevent injuries in communities, including our municipality;

**Be it resolved that** the Council of the Corporation of the Township of Perry does hereby proclaim September 19<sup>th</sup> to 25<sup>th</sup>, 2022 as Rail Safety Week and encourages residents to commit to CN's efforts to raise awareness, save lives, and prevent rail related injuries in our communities.

**Carried**

**Resolution No. 2022-334**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

**Be it resolved that** the Council of the Corporation of the Township of Perry continue to support the request submitted by Anton Weissbacher, in principle, to purchase a portion of the road allowance abutting Part of Lot 21, Concession 13, Deer Lake Road, subject to compliance with the Township's property disposal and road closing policies and hereby directs the Clerk to proceed accordingly; and

**Further That** the purchase price be determined by obtaining two (2) opinions of value from a real estate agent so that Council may determine the sale price at a future Council Meeting; and

**Further That** no work be completed on the unopened road allowance until Mr. Weissbacher enters into an Agreement with the Township and a survey has been completed to confirm the location of the unopened road allowance.

**Carried**

**Item 9.5 Proposed Water Access Park on Foote Lake**

Council discussed the proposed water access park on Foote Lake, located between 67 and 85 Sherwood Drive in Novar, and supported the new water access, in principle. Council directed staff to proceed with the necessary advertising and notification to neighbouring properties for comments on the proposed site.

**Resolution No. 2022-335**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

**Be it resolved that** the Council of the Corporation of the Township of Perry provide



direction to staff on the proposed water access park on Foote Lake between 67 and 85 Sherwood Drive in Novar.

**Carried**

**Resolution No. 2022-336**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

**Be it resolved that** the Council of the Corporation of the Township of Perry accepts the Benefits Trust proposal for the provision of benefits for the Township of Perry effective September 1, 2022.

**Carried**

**Resolution No. 2022-337**

**Moved by: Margaret Ann MacPhail**

**Seconded by: Jim Cushman**

**Whereas** Council of the Township of Perry approved a payment in the amount of \$500 per year for 5 years beginning in 2018 to the Almaguin Highlands Health Centre for Ontario Telemedicine Network service equipment;

**And Whereas** the Almaguin Highlands Health Council has requested that contributing municipalities consider a redirection of the funds collected for Ontario Telemedicine Network service equipment to OTN supports and service, including renovation projects;

**Be it resolved that** the Council of the Corporation of the Township of Perry hereby approve the funds collected for Ontario Telemedicine Network service equipment be redirected for OTN supports and service in general, including renovation projects to meet the needs of clients.

**Carried**

**Resolution No. 2022-338**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

**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 August 3<sup>rd</sup>, 2022.

**Carried**

**ITEM 10. NEW BUSINESS**

Council directed staff to move "*Item 10.1 Correspondence re: Future of Doe Lake Girl Guide Camp*" to be brought forward to the September 7<sup>th</sup>, 2022 Council Meeting for further discussion and consideration.

A recess was called from 9:18 p.m. – 9:23 p.m.

**Resolution No. 2022-339**

**Moved by: Joe Lumley**

**Seconded by: Jim Cushman**

**Be it resolved that** in accordance with Section 239 of the *Municipal Act, 2001*, as amended, Council shall proceed into 'Closed Session' at 9:26 p.m. in order to

address matters relating to Section 239(2)(a) the security of the property of the municipality or local board (Almaguin Highlands Information Centre); Section 239(2)(b) personal matters about an identifiable individual, including municipal or local board employees; Section 239(2)(d) labour relations or employee negotiations (Public Works Department); and Section 239(2)(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board

**Carried**

**Resolution No. 2022-343**

**Moved by: Jim Cushman**

**Seconded by: Joe Lumley**

***Be it resolved that*** the Council of the Corporation of the Township of Perry reconvenes to its Regular Meeting of Council of Wednesday August 3<sup>rd</sup>, 2022 at 10:32 p.m.

**Carried**

**Reporting Out of Closed**

Mayor Hofstetter advised that Council approved the Closed Session Minutes of June 1<sup>st</sup>, 2022 and July 13<sup>th</sup>, 2022, and received information and provided direction to staff regarding the maintenance and hours of the Almaguin Highlands Information Centre, employee relations from the Public Works Department, litigation matters affecting the municipality, and personal matters about an identifiable individual.

**Resolution No. 2022-344**

**Moved by: Joe Lumley**

**Seconded by: Margaret Ann MacPhail**

***Be it resolved that*** the Council of the Corporation of the Township of Perry hereby receives and accepts the Letter of Resignation from Tyler Ferrante, Equipment Operator, dated July 21<sup>st</sup>, 2022, with regrets.

**Carried**

The Meeting adjourned at approximately 10:40 p.m.

Dated this 7<sup>th</sup> day of September, 2022.

**"Originally Signed"**

Norm Hofstetter, Mayor

**"Originally Signed"**

Beth Morton, Clerk-Administrator