



The Corporation of the Township of Perry

MINUTES

REGULAR MEETING

Wednesday, September 7th, 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, Paul Sowrey, and Jim Cushman

Staff: Randy McLaren, Working Roads Supervisor

Members of the Public:

Ken Core, Karen and Ron Morris, Paula Somers, Brogen Aitkin, Brodie Aitkin, John Gallagher, Gary Alexander, Dan Somers, Nick Borgdorff

Absent:

Councillor Margaret Ann MacPhail

Declaration of Pecuniary Interest

Councillor Cushman declared pecuniary interest on Agenda Item 4.1 on the Council Agenda of August 3rd, 2022 and Agenda Item 7.2 on the Council Agenda of September 7th, 2022, due to owning and operating a gravel/stone business that may supply gravel/stone to the property owner.

Councillor Sowrey declared pecuniary interest on Agenda Item 7.5 on the Regular Council Agenda of August 3rd, 2022, due to Council voting on a motion which had to do with property that he owns on Deer Lake Road.

Resolution No. 2022-345

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, August 3rd, 2022

- 3.2. Public Meeting Minutes on Wednesday, August 3rd, 2022 - 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)
- 3.3. Public Meeting Minutes on Wednesday, August 3rd, 2022 - Zoning By-law Amendment for lands legally described as Part of Lot 31, Concession 3, Township of Perry, located at 1054 Savage Settlement Road (2152900 Ontario Inc.)
- 3.4. Public Meeting Minutes on Wednesday, August 3rd, 2022 - Zoning By-law Amendment for lands legally described as Part of Lot 30, Concession 5, Township of Perry, Part 2 on Plan 42R-13132, located at 897 Bay Lake Road (Morris)
- 3.5. Public Meeting Minutes on Wednesday, August 3rd, 2022 - 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)
- 3.6. Special Meeting of Council with Firefighters on Wednesday, August 4th, 2022

Carried

Resolution No. 2022-346

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry does now adjourn from this Regular Meeting at 7:06 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 34, Concession 5, Township of Perry, located at 472 North Bay Lake Road (Somers)

Carried

Resolution No. 2022-347

Moved by: Paul Sowrey

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 34, Concession 5, Township of Perry, located at 472 North Bay Lake Road (Somers)

Carried

Resolution No. 2022-348

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 7:23 p.m. in order to recommence the Regular Meeting of Council of September 7th, 2022.

Carried

Resolution No. 2022-349

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry does now adjourn from this Regular Meeting at 7:24 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 24, Concession 5, Township of Perry, located on Bay Lake Road (Brown)

Carried

Resolution No. 2022-350

Moved by: Joe Lumley

Seconded by: Paul Sowrey

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 24, Concession 5, Township of Perry, located on Bay Lake Road (Brown)

Carried

Resolution No. 2022-351

Moved by: Paul Sowrey

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 7:30 p.m. in order to recommence the Regular Meeting of Council of September 7th, 2022.

Carried

Resolution No. 2022-352

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 7:31 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 21, Concession 10, Township of Perry, located at 603 Highway 518 East (Davis)

Carried

Resolution No. 2022-353

Moved by: Joe Lumley

Seconded by: Paul Sowrey

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 21, Concession 10, Township of Perry, located at 603 Highway 518 East (Davis)

Carried

Resolution No. 2022-354

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry hereby now adjourn from this Public Meeting at 7:37 p.m. in order to recommence the Regular Meeting of Council of September 7th, 2022.

Carried

Resolution No. 2022-355

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. **Almaguin Community Economic Development Committee**

5.1.1. July 2022 Minutes

- 5.1.2. Director of Economic Development July 2022 Report
- 5.1.3. Almaguin Brand Support Request
- 5.2. **Township of Perry Public Library**
 - 5.2.1. June 2022 CEO Report
 - 5.2.2. July 2022 CEO Report
- 5.3. **Recreation and Culture Committee**
 - 5.3.1. August 2022 Draft Minutes
- 5.4. **Joint Waste Management Committee**
 - 5.4.1. August 2022 Draft Minutes
- 5.5. **North Bay Parry Sound District Health Unit**
 - 5.5.1. 2021 Financial Statement and Updates

Carried

Resolution No. 2022-356

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Whereas the Township of Perry recognizes the value of working together to promote the Almaguin Highlands Region to visitors, businesses and investors, and residents through implementing the Almaguin Brand Strategy; and

Whereas the support of The Federal and Provincial Governments has provided the opportunity to create a foundation for regional scale marketing and promotional efforts, including the development of marketing material, assets, and initiatives; and

Whereas the Township of Perry acknowledges that from time to time, minimal staff efforts may be required to support action items associated with the Almaguin Brand Strategy, including brand incorporation on municipal assets;

Be it resolved that the Council of the Corporation of the Township of Perry hereby adopts the Almaguin Brand, and its associated brand elements, as the collective brand for destination marketing;

And further that the Council of the Corporation of the Township of Perry supports-in-principal the continued implementation of the Almaguin Brand Strategy through the Spotlight Almaguin Project.

Carried

Resolution No. 2022-357

Moved by: Jim Cushman

Seconded by: Joe Lumley

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 – August 2022
- 6.2. **By-law Enforcement**
 - 6.2.1. August 2022
- 6.3. **Building Report**
 - 6.3.1. August 2022
- 6.4. **Transfer Station**
 - 6.4.1. August 2022

- 6.5. **Public Works**
 - 6.5.1. August 2022
- 6.6. **Finance Department**
 - 6.6.1. August 2022

Carried

Resolution No. 2022-358

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law 2022-74 "Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry (August 2022 Meetings)" be given first and second reading.

Carried

Resolution No. 2022-359

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-74 "Being a By-law to confirm the proceedings of the Council of the Corporation of the Township of Perry (August 2022 Meetings)" be given third and final reading and enacted in open Council.

Carried

As previously declared, Councillor Cushman did not participate or vote on Item 7.2. below.

Resolution No. 2022-360

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-75 "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 6, Plan 169, Township of Perry" be given first and second reading.

Carried

Resolution No. 2022-361

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that By-law 2022-75 "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 6, Plan 169, Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-362

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law 2022-76 "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 31, Concession 3, in the Township of Perry" be given first and second reading.

Carried

Resolution No. 2022-363

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law 2022-76 "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 31, Concession 3, in the Township of Perry" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-364

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-77 "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 30, Concession 5, in the Township of Perry, designated as Part 2 on Plan 42R-13132" be given first and second reading.

Carried

Resolution No. 2022-365

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that By-law 2022-77 "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 30, Concession 5, in the Township of Perry, designated as Part 2 on Plan 42R-13132" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-366

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that By-law 2022-78 "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 28, Concession 1, Township of Perry, designated as Part 1 on Plan 42R-21865" be given first and second reading.

Carried

Resolution No. 2022-367

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-78 "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 28, Concession 1, Township of Perry, designated as Part 1 on Plan 42R-21865" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-368

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that By-law 2022-79 "Being a By-law to Delegate the Authority for permit applications for the delivery of broadband projects" be given first and second reading.

Carried

Resolution No. 2022-369

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that By-law 2022-79 Being a By-law to Delegate the Authority for permit applications for the delivery of broadband projects” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2022-370

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 September 7th, 2022.

Carried

Resolution No. 2022-371

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry hereby approve an in-kind donation to the Parish of the Good Shepherd Anglican Church for the free use of the Novar Community Centre for their Mystery Dinner Event on October 22nd, 2022;

And further that the Church shall be responsible to pay the applicable insurance and deposits required for the use of the Novar Community Centre on October 22nd, 2022.

Carried

Resolution No. 2022-372

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Whereas the Council of the Corporation of the Township of Perry has been made aware that the Girl Guide Camp on Doe Lake is slated to potentially be sold in the future; and

Whereas a group of taxpayers and the Magnetawan Watershed Land Trust have brought forward the concern of protecting the local environment of two islands in Doe Lake and a proposal for establishing a conservation easement;

Be it resolved that the Council of the Corporation of the Township of Perry supports the initiative of the concerned taxpayers and the Magnetawan Watershed Land Trust to preserve the Doe Lake Islands and the proposal to establish a conservation easement;

And further that this resolution of support be forwarded to the Girl Guides of Canada, the Township of McMurrich/Monteith, the Township of Ryerson, the Township of Armour, the Doe Lake Islands Conversation Project, and the Magnetawan Watershed Land Trust.

Carried

Item 9.3 Emsdale Ball Diamond – Update

Council reviewed the site sketches of the proposed Emsdale Baseball Diamond proposing to be re-installed at the Emsdale Community Park/Emsdale Community Centre. The sketches, kindly prepared by Jeff Marshall on August 5th, 2022, depict that it would be a challenge presently to reinstall a Baseball Diamond on the grounds of the new Emsdale Community Centre/Library site. Council discussed other opportunities available to the Township; including possibly seeking more land for the ball diamond or locating it closer to the parking area and relocating the shed on site.

Resolution No. 2022-373

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry hereby receives the report regarding the proposed Emsdale Baseball Diamond and provides direction to staff.

Carried

Resolution No. 2022-374

Moved by: Jim Cushman

Seconded by: Joe Lumley

Be it resolved that the Council of the Corporation of the Township of Perry have no objection to Consent Application B-062/22 (Campbell), 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 lot.
- 2.The Township of Perry requires confirmation from the Working Road Supervisor that an entrance permit can be obtained.
- 3.The Township of Perry requires that the North Bay-Mattawa Conservation Authority provide comments as to the suitability to the severed lot for sewage disposal services.
- 4.The Township requires payment of \$500 administration fee as per the Fees and Charges By-law.

Carried

Resolution No. 2022-375

Moved by: Joe Lumley

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry supports the Staff Appreciation Barbeque on Tuesday October 4th, 2022 at 12:30 p.m. at the Municipal Gazebo, and directs staff to advertise the change of hours of operation for that day.

Carried

Item 9.6. OMERs Changes for 2023: INFORMATION ONLY

Resolution No. 2022-376

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry hereby accept the quote from Al Langman Construction in the amount of \$6,168.85 plus HST for the supply and install a new 36" x 80" steel door in the AHIC/Municipal Office area.

Carried

Resolution No. 2022-377

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Whereas the Council of the Corporation of the Township of Perry has received a request from the Village of Burk's Falls to support their Resolution No. 2022-266 in which they requested a commitment from Muskoka Algonquin Healthcare to indefinitely continue the services at the Almaguin Highlands Health Centre;

Be it resolved that Council hereby support the Village of Burk's Falls Resolution No. 2022-266 and direct that it be forwarded to MAHC and all Almaguin municipalities.

Carried

Resolution No. 2022-378

Moved by: Jim Cushman

Seconded by: Paul Sowrey

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 September 7th, 2022.

Carried

Resolution No. 2022-379

Moved by: Paul Sowrey

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 8:53 p.m. in order to address matters relating to Section 239(2)(f) advice that is subject to solicitor-client privilege, including communications necessary for that purpose; Section 239(2)(d) labour relations or employee negotiations; Section 239 (2)(c) a proposed or pending acquisition or disposition of land by the municipality or local board; 239 (2)(k) a position, plan, procedure, criteria or instruction to be applied to any negotiations carried on or to be carried on by or on behalf of the municipality or local board. 2001, c. 25, s.239(2); 2017, c. 10, Sch. 1, s.26.

Carried

Resolution No. 2022-384

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry reconvenes to its Regular Meeting of Council of Wednesday September 7th, 2022 at 9:58 p.m.

Carried

Reporting Out of Closed

Mayor Hofstetter advised that Council approved the Closed Session Minutes of August 3rd, 2022, received solicitor-client information from the Township solicitor, and received and provided direction to staff regarding labour relations or employee negotiations, proposed or pending acquisition or disposition of land by the municipality, and negotiations carried on or to be carried on by or on behalf of the municipality.

Resolution No. 2022-385

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry accept the resignation of Harold Elston as Integrity Commissioner and wish him a wonderful retirement;

And that Council direct the Clerk-Administrator to bring forward a By-law appointing Aird & Berlis, LLP to be the Integrity Commissioner for the Township of Perry at the September 21st, 2022 Regular Meeting of Council.

Carried

Resolution No. 2022-386

Moved by: Paul Sowrey

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry has reviewed the request to provide winter maintenance to Appleyard Road and hereby directs the Clerk-Administrator to provide notice to property owners on Appleyard Road within the Township of Perry that the road will continue to be maintained as a seasonal road, and that they are not permitted to complete any maintenance on the seasonal road;

And further that Council directs the Clerk-Administrator to bring forward a policy for seasonal roads, to be presented to Council at a future Meeting;

And that a copy of the resolution be provided to the Township of McMurrich/Monteith.

Carried

Resolution No. 2022-387

Moved by: Jim Cushman

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry directs the Clerk-Administrator to bring forward a By-law to repeal By-law 2005-01 being a By-law to no longer assume winter maintenance of Purdy's Road.

Carried

The Meeting adjourned at approximately 10:02 p.m.

Dated this 21st day of September, 2022.

"Originally Signed"
Norm Hofstetter, Mayor

"Originally Signed"
Beth Morton, Clerk-Administrator