



The Corporation of the Township of Perry

MINUTES
REGULAR MEETING
Wednesday May 15th, 2024
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:

Council Chambers:

Norm Hofstetter, Mayor
Councillor: Margaret Ann MacPhail, Paul Sowrey, Jim Cushman, and Joe Lumley
Beth Morton, Clerk-Administrator
Kim Seguin, Treasurer-Tax Collector
Erica Cole, Deputy Clerk
Mike Wilmon, By-law Enforcement/CBO

Electronic Attendance:

None

Members of the Public:

Elizabeth Belanger, Stewart Cushman

Declaration of Pecuniary Interest

Councillor Jim Cushman declared a pecuniary interest on Agenda Item 4.1 as it was his family presenting the delegation.

Resolution No. 2024-163

Moved by: Margaret Ann MacPhail

Seconded by: Paul Sowrey

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 Minutes of Wednesday May 1st, 2024

Carried

As Councillor Jim Cushman declared a pecuniary interest on Agenda Item 4.1, he did not participate in discussion or remain in the Council Chambers during the presentation.

Item 4.1. Delegation: Elizabeth Belanger and Stewart Cushman re: Half-Load Restrictions on Portion of Savage Settlement Road

Elizabeth Belanger and Stewart Cushman highlighted the following to Council:

- Historically, Savage Settlement Road did not have half-load restrictions up to Cushman's Pit, as per an agreement with the Ministry of Transportation and the Township. That section of Road was upgraded with good 'B' gravel during

- the 4-laneing of Highway 11;
- As half-loads began on Savage Settlement Road right after Cushman Pit, there were many trucks turning around in the Pit’s driveway, adding strain and possible liability to the Pit. Cushman Stone and Gravel requested that a new sign be placed at entrance of Savage Settlement Road stating Load Restrictions in effect after the Pit to mitigate the trucks turning around;
- Unfortunately, an employee of Township moved the actual Load Restriction Sign to the entrance of Savage Settlement Road. Due to employee turnover at that time, the sign was never moved back past the Pit;
- Cushman Stone and Gravel request that the Township investigate the Load Restriction sign location so that the Pit may operate and haul 3-4 loads a week during Half-Load Season. The section of Hwy 592 from Savage Settlement Road to Highway 11 is not under any Load Restriction.

Mayor Hofstetter thanked Ms. Belanger and Mr. Cushman for their presentation. Council provided direction to Staff to investigate the location of the Load Restriction Sign and, if the road is suitable for full loads year-round, create an Agreement in which would permit Cushman Stone and Gravel to haul full loads year-round, subject to an annual inspection of Savage Settlement Road to ensure its integrity is maintained and at the Township’s full rights and discretion to void the Agreement at any time with sufficient notice.

Councillor Cushman returned to the Council Chambers.

Resolution No. 2024-164

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that the Council of the Corporation of the Township of Perry hereby declares the lands described as Part of the Original Shore Road Allowance in front of Lot 11, Concession 1, Township of Perry; District of Parry Sound; designated as Part 1, Plan 42R-22457 to be surplus and that it be sold by direct sale to David Patrick James Collins for the consideration of \$5,399.34 plus HST and any and all Township administrative and legal costs.

Carried

Resolution No. 2024-165

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law 2024-36 “Being a By-law to close and sell part of the Original Shore Road Allowance in front of Lot 11, Concession 1, Township of Perry (Collins)” be given first and second reading.

Carried

Resolution No. 2024-166

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2024-36 “Being a By-law to close and sell part of the Original Shore Road Allowance in front of Lot 11, Concession 1, Township of Perry (Collins)” be given third and final reading and enacted in open Council.

Carried

Resolution No. 2024-167

Moved by: Margaret Ann MacPhail

Seconded by: Paul Sowrey

Be it resolved that By-law 2024-37 "Being a By-law to deem part of a registered plan of subdivision not to be registered (Lots 4 and 5 on Plan M77)" be given first and second reading.

Carried

Resolution No. 2024-168

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that By-law 2024-37 "Being a By-law to deem part of a registered plan of subdivision not to be registered (Lots 4 and 5 on Plan M77)" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2024-169

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that By-law 2024-38 "Being a By-law to adopt the 2024 Community Risk Assessment" be given first and second reading.

Carried

Resolution No. 2024-170

Moved by: Jim Cushman

Seconded by: Margaret Ann MacPhail

Be it resolved that By-law 2024-38 "Being a By-law to adopt the 2024 Community Risk Assessment" be given third and final reading and enacted in open Council.

Carried

Resolution No. 2024-171

Moved by: Margaret Ann MacPhail

Seconded by: Paul Sowrey

Be it resolved that the Council of the Corporation of the Township of Perry hereby receives the Health and Safety Report prepared by the Clerk-Administrator dated Wednesday May 15th, 2024.

Carried

Resolution No. 2024-172

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that the Council of the Corporation of the Township of Perry hereby supports the District of Parry Sound Social Services Administration Board's resolution #24-04-02 calling on the Province to set Basic Needs and Shelter Rates for Ontario Works according to local defined market basket of essential goods;

And further that Council directs staff to forward a copy of this resolution of support to the Premier of Ontario, the Minister of Children, Community, and Social Services, Honourable Graydon Smith, MPP Muskoka-Parry Sound, the Northern Ontario Service Deliveries' Association, the Association of Municipalities of Ontario, and the District of Parry Sound Social Services Administration Board.

Carried

Resolution No. 2024-173

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry hereby accepts the Energy Conservation and Demand Management Plan, covering the period from 2025 to 2029.

Carried

Resolution No. 2024-174

Moved by: Joe Lumley

Seconded by: Margaret Ann MacPhail

Be it resolved that the Council of the Corporation of the Township of Perry hereby approves the quote from Fowlers Construction Company Limited in the amount of \$29,000 plus HST for the paving of walkways from the emergency exits at the ECC and around the washroom building to access the utility room.

Carried

Resolution No. 2024-175

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 8.1 to 8.8 as outlined in the Agenda of Wednesday May 15th, 2024.

Carried

Resolution No. 2024-176

Moved by: Paul Sowrey

Seconded by: Joe Lumley

Be it resolved that in accordance with Section 239 of the *Municipal Act, 2001*, as amended, Council shall proceed into 'Closed Session' at 7:40 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 (Building and Zoning Matter)

Carried

Resolution No. 2024-179

Moved by: Joe Lumley

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry reconvenes to its Regular Meeting of Council of Wednesday May 15th, 2024 at 7:57 p.m.

Carried

REPORTING OUT OF CLOSED

Mayor Hofstetter advised that Council adopted the Minutes from the Closed Session Meeting on April 17th, 2024, and received an update on a Building and Zoning Matter under Section 239(2)(e) litigation or potential litigation affecting the municipality.

The Meeting adjourned at approximately 7:57 p.m.

Dated this 5th day of June, 2024.

"Originally Signed"

Paul Sowrey, *Acting Mayor*

"Originally Signed"

Beth Morton, *Clerk-Administrator*