

The Corporation of the Township of Perry

MINUTES
REGULAR MEETING
Wednesday, November 5th, 2014
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 John Dunn
Councillors: Les Rowley, Norm Hofstetter, Mary Anne Love, Jim Cushman

Municipal Staff: Beth Morton, Clerk-Administrator
Brian Gilmer, Deputy Clerk

Members of the Public: Sign-In Sheet on File

Mayor John Dunn called the meeting to order and presented the following Resolution:

Resolution No. 2014-367

Moved by: Norm Hofstetter

Seconded by: Les Rowley

Be it resolved that this Regular Meeting of the Council of the Township of Perry be opened at 7:00 p.m. with Mayor Dunn presiding in the Chair.

Carried.

Declaration of Pecuniary Interest

I, **Jim Cushman**, declare that I have a **DIRECT/INDIRECT** pecuniary interest with regard to the following: **Item 8.1 – Accounts: Cheque 13993** which will be discussed on the agenda of the **November 5, 2014** Council meeting. I further declare that I will not take part in any discussion of the matter, vote on the matter, or attempt to influence the vote on such matter.

Resolution No. 2014-368

Moved by: Mary Anne Love

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry accepts the Minutes of the following Meeting(s) as presented:

3.1 Regular Meeting of Council on Wednesday, October 15th, 2014.

Carried.

Resolution No. 2014-369

Moved by: Jim Cushman

Seconded by: Norm Hofstetter

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:

- 5.1 Emsdale Community Centre Committee
 - 5.1.1 Minutes – September 2, 2014
 - 5.1.2 Minutes – October 6, 2014
- 5.2 Southeast Parry Sound Regional Fire Committee
 - 5.2.1 Minutes – October 2, 2014
- 5.3 Southeast Parry Sound District Planning Board
 - 5.3.1 Minutes – August 11, 2014
- 5.4 Township of Perry Public Library Board
 - 5.4.1 Minutes – September 10, 2014
 - 5.4.2 CEO Report – September 2014

Carried.

Resolution No. 2014-370

Moved by: Les Rowley

Seconded by: Mary Anne Love

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

- 6.1 **Canine Control** – October 2014
- 6.2 **Fire Department** – October 2014
- 6.3 **Building Department** – October 2014
- 6.4 **By-law Enforcement** – October 2014
- 6.5 **Public Works Department** – October 2014

Carried.

Resolution No. 2014-371

Moved by: Norm Hofstetter

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry has received the October 2014 Health and Safety Update from Administration.

Carried.

Resolution No. 2014-372

Moved by: Mary Anne Love

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry hereby approves payments to October 31, 2014 in the amount of \$201,194.66

Carried.

Resolution No. 2014-373

Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that ~~Be it resolved that~~ the Council of the Township of Perry has received the 2014 Year to Date Budget Report from the Treasurer.

Carried.

Resolution No. 2014-374

Moved by: Les Rowley

Seconded by: Norm Hofstetter

Be it resolved that By-law No. 2014 – 35, “Being a By-law to Restrict Access by Pedestrians and Motor Vehicles On Certain Highways Within the Township” be given first and second reading.

Carried.

Resolution No. 2014-375

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that By-law No. 2014 – 35, “Being a By-law to Restrict Access by Pedestrians and Motor Vehicles On Certain Highways Within the Township” be given third and final reading and enacted in open Council.

Carried.

Resolution No. 2014-376

Moved by: Norm Hofstetter

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry have no objection to Consent Application B-015/14 – (Collins), subject to the following conditions:

- 1) The Township of Perry requests a copy of the SEPSDPB decision.
- 2) The Township of Perry requires a “Cash-in-lieu of Parkland” payment of 5% based on the assessed value of the newly created lot as per By-Law No. 2007-33.
- 3) The Township of Perry requires four (4) copies of the new survey.
- 4) 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.”
- 5) The Township of Perry requires confirmation from the Manager of Public Works and Facilities that an entrance permit(s) could be obtained on the retained lands.
- 6) That the North Bay-Mattawa Conservation Authority provide comments regarding the suitability of the severed and retained parcels for servicing with individual on-site (Class 4) sewage disposal systems;
- 7) The Township of Perry requires that the severed lot be rezoned to the Shoreline Residential Exception Zone to recognize the 20 metre front yard as per the Development Agreement registered on the lands which was a condition of a previous severance.
- 8) The Township of Perry requires that the applicant provide confirmation from a licensed sewage hauler that there is adequate capacity for hauled sewage from the subject lands.

And further that the Township waive the requirement for a Site Evaluation Report.

Carried.

Resolution No. 2014-377

Moved by: Les Rowley

Seconded by: Mary Anne Love

Be it resolved that the Council of the Township of Perry have no objection to Consent Application B-016/14 – (McFaul), subject to the following conditions:

- 1) The Township of Perry requests a copy of the SEPSDPB decision.
- 2) The Township of Perry requires a “Cash-in-lieu of Parkland” payment of 5% based on the assessed value of the newly created lot as per By-Law No. 2007-33.
- 3) The Township of Perry requires four (4) copies of the new survey.
- 4) 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.”

- 5) The Township of Perry requires confirmation from the Manager of Public Works and Facilities that an entrance permit(s) could be obtained on the retained lands.
- 6) The Township of Perry requires that the applicants have entered into a Development Agreement with the municipality, to be registered on title, to restrict further lot creation; to prohibit excessive tree removal; and to establish building envelopes, as well as other matters applicable to the future development of the proposed lots.
- 7) The Township of Perry requires that the applicant provide confirmation from a licensed sewage hauler that there is adequate capacity for hauled sewage from the subject lands.

Carried.

Resolution No. 2014-378

Moved by: Norm Hofstetter

Seconded by: Mary Anne Love

Be it resolved that Council of the Township of Perry hereby declares the 2006 Chevrolet Silverado One Ton truck from Public Works surplus and that staff be directed to advertise it to be sold by Public Tender.

Carried.

Resolution No. 2014-379

Moved by: Norm Hofstetter

Seconded by: Les Rowley

Be it resolved that Council of the Township of Perry hereby accepts the quote provided by Cripps Contracting to complete the library emergency exit replacement in the amount of \$1,450 plus taxes for labour only.

Carried.

Resolution No. 2014-380

Moved by: Les Rowley

Seconded by: Mary Anne Love

Be it resolved that Council agrees in principle to pursue an agreement with the Town of Kearney to hold two shared Hazardous Waste events annually, with one at each municipality.

Carried.

Resolution No. 2014-381

Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry authorizes the closure of the Transfer Station on the following statutory holidays in 2015:

New Years' Day	Friday, January 2 nd , 2015
Family Day	Monday, February 16 th , 2015
Good Friday	Friday, April 3 rd , 2015
Remembrance Day	Wednesday, November 11 th , 2015
Christmas Day	Friday, December 25 th , 2015
Boxing Day	Saturday, December 26 th , 2015

Carried.

Resolution No. 2014-382

Moved by: Norm Hofstetter

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry hereby supports the Royal Canadian Legion's Military Service Recognition Book by purchasing a Veterans Support/Remembrance 1/10 page (full colour) Ad in the amount of \$287.61

Carried.

Resolution No. 2014-383

Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry hereby receives Correspondence Items 11.1 to 11.10, as outlined in the Agenda of Wednesday, November 5th, 2014.

Carried.

Resolution No. 2014-384

Moved by: Les Rowley

Seconded by: Norm Hofstetter

In accordance with Section 239(2), (3) and (3.1) of the *Municipal Act 2001*, as amended, Council shall proceed into Closed Session in order to address matters pertaining to: 2(e) litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board – Tender 2014-02 Gravel Crushing, 2(b) personal matters about an identifiable individual, including municipal or local board employees – Tree cutting on municipal property

Carried.

Resolution No. 2014-387

Moved by: Mary Anne Love

Seconded by: Les Rowley

Be it resolved that that the Council of the Township of Perry does hereby now reconvene the Regular Meeting of Council on Wednesday, November 5th, 2014 at 8:23 p.m

Carried.

Resolution No. 2014-388

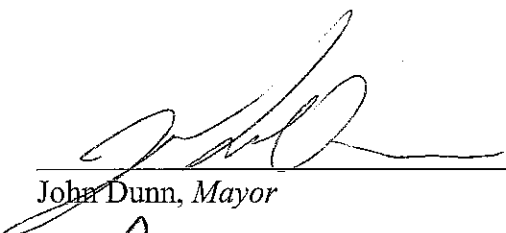
Moved by: Norm Hofstetter

Seconded by: Mary Anne Love


Be it resolved that the Council of the Township of Perry does hereby now adjourn from this Regular Meeting of Council at 8:24 p.m. until our next Regular Meeting or call of the Chair.

Carried.

Dated this 19th day of November, 2014.



John Dunn, *Mayor*



Beth Morton, *Clerk-Administrator*