



The Corporation of the Township of Perry

MINUTES
REGULAR MEETING
Wednesday, December 12th, 2007
7:00 p.m.

Almaguin Highlands Information Centre
(1007 Hwy. 11 N 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 William Core
Councillors: Jim Cushman; John Dunn; Mary Anne Love; and Les Rowley.

Municipal Staff: Brenda Fraser, Clerk/Administrator
Claudette Levac, Treasurer/Deputy Clerk

Municipal Planner: Robert Miller

Members of the Public

Following opening comments, Mayor Core presented the following Resolution.

Motion # 434-07

Moved by: John Dunn

Seconded by: Mary Anne Love

Be it resolved that this Regular Meeting of the Corporation of the Township of Perry be opened at 7:00 p.m. with Mayor Core presiding in the chair. **Carried.**

There were no declarations of interest declared.

Motion # 435-07

Moved by: Les Rowley

Seconded by: John Dunn

Be it resolved that the following items be added to the agenda of the December 12th, 2007 Regular Meeting of Council:

1. Insurance 10.6
2. COMRIF 8.7
3. Street Lights 8.8

Carried.

Motion # 436-07

Moved by: John Dunn

Seconded by: Mary Anne Love

Be it resolved that the Council of the Township of Perry, accepts the following Minutes as presented:

1. Special Meeting of Council on Wednesday, November 21st, 2007; and
2. Regular Meeting of Council on Wednesday, November 21st, 2007. **Carried.**

Motion # 437-07

Moved by: Mary Anne Love

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry, thanks Brenda Scott, Executive Director of the Woman's Own Resource Centre, for her informative presentation. **Carried.**

Motion # 438-07

Moved by: Mary Anne Love

Seconded by: John Dunn

Be it resolved that the report submitted by the Township of Perry Building Department be received as circulated. **Carried.**

Motion # 439-07

Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that the November report submitted by Doug Hughes, Perry Township Fire Chief, be received as circulated. **Carried.**

Motion # 440-07

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that the Minutes of the November Meeting of the Emsdale Community Centre Board, be received as circulated. **Carried.**

Motion # 441-07

Moved by: John Dunn

Seconded by: Jim Cushman

Be it resolved that the Minutes of the October Meeting of the Joint Waste Management Board, be received as circulated. **Carried.**

Motion # 442-07

Moved by: Mary Anne Love

Seconded by: John Dunn

Be it resolved that Council supports the recommendation submitted by the Joint Board of Waste Management, that the Town of Kearney and the Township of Perry, will, beginning in 2008, share in the provision of an annual Hazardous Waste Day which would take place in alternate Municipal Transfer Stations and which would be available to all residents of both Municipalities, subject to the successful negotiation of a "Hazardous Waste Agreement", between the Town of Kearney and the Township of Perry. **Carried.**

Motion # 443-07

Moved by: John Dunn

Seconded by: Mary Anne Love

Be it resolved that the Minutes of the October 2007 Meeting of the Perry Township Public Library Board be received as circulated. **Carried.**

Motion # 444-07

Moved by: John Dunn

Seconded by: Les Rowley

Be it resolved that the Minutes of the September 2007 Meeting of the Park-to-Park Trail Association Inc., be received as circulated. **Carried.**

Following discussion, Council determined to forward a letter to 'The Park-to-Park Trail Association' with a copy to 'Gordon Martin, Area Resource Technician, MNR, expressing our support for the renewal of The Park to Park Trail Associations application for a Land Use Permit. A copy of the Resolutions of support, passed by the District of Parry Sound Municipal Association at their 2007 fall meeting, will also be included with our correspondence.

Motion # 445-07

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that the Minutes of the November 2007 Meeting of the Perry Township Parks and Recreation Committee, be received as circulated. **Carried.**

Motion # 446-07

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry approves the 'Terms of Reference', as submitted by the Perry Parks and Recreation Advisory Committee. **Carried.**

Council requested that an 'Ad' be placed in the local paper inviting volunteers to fill current Committee vacancies.

Information with regard to the fourth intake for COMRIF, be provided to Council as soon as it becomes available.

Streetlight maintenance and repair was discussed with direction to Staff to place an 'Ad' in the local paper for a two year maintenance contract.

Motion # 447-07

Moved by: Mary Anne Love

Seconded by: John Dunn

Be it resolved that the Council of the Township of Perry approves the application for a lottery licence as submitted by the Emsdale Lions Club and authorizes the Clerk/Administrator to proceed with issuing this licence. **Carried.**

Motion # 448-07

Moved by: Les Rowley

Seconded by: John Dunn

Be it resolved that By-law No. 2007-41 'being a By-law to authorize the execution of an Agreement for Winter Maintenance on Gabriel Lane and Centurion Crescent' be given first and second reading. **Carried.**

Motion # 449-07

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that By-law No. 2007-41 'being a By-law to authorize the execution of an Agreement for Winter Maintenance on Gabriel Lane and Centurion Crescent' be given third and final reading and enacted in Open Council. **Carried.**

A Staff report was provided to Council with regard to the Workshop on *The Municipal Act, 2001*, Sections 269 to 271.

Discussion with regard to leasing a vehicle for the building department was deferred until further information can be obtained.

Motion # 450-07

Moved by: John Dunn

Seconded by: Mary Anne Love

Be it resolved that Council approve payment of Voucher 12 in the amount of \$192,016.31. And that the Mayor and Treasurer/Deputy Clerk are hereby authorized to sign cheques #6319 to #6415 as described in the attached cheque register report. **Carried.**

Motion # 451-07

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that we authorize the 4th Quarter Payments to the various School Boards due December 15, 2007:

English Public	\$187,350.50	English Separate	\$16,439.99
French Public	\$ 1,162.39	French Separate	\$ 7,519.79

Carried.

Motion # 452-07

Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry authorizes a donation to the Woman's Own Resource Centre, in the amount of \$560.70. **Carried.**

Motion # 453-07

Moved by: Mary Anne Love

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry authorizes a donation to the Burk's Falls Food Bank, in the amount of \$500.00. **Carried.**

Council requested that Staff provide a summary of the past donations and a list of organizations requesting donations/financial support, to be available for their next regular meeting.

Motion # 454-07

Moved by: John Dunn

Seconded by: Les Rowley

Be it resolved that due to the transfer of property to the Corporation of the Township of Perry, Council hereby authorizes the Treasurer to write-off \$5,845.87 from Assessment Roll No. 4914 000 003 13100 0000. **Carried.**

Motion # 455-07

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that we accept the proposal from Jardine Lloyd Thompson Canada Inc. in the amount of \$54,930 plus applicable taxes for the 2008 municipal insurance coverage. **Carried.**

Motion # 456-07

Moved by: Les Rowley

Seconded by: John Dunn

Be it resolved that the report submitted by Brent Coulson, Public Works Foremen, be received as circulated. **Carried.**

Motion # 457-07

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry accepts the proposal submitted by Totten Sims Hubicki in the amount of \$17,500 plus applicable taxes for a Roads, Major Culverts and Bridges Asset Management Plan. **Carried.**

Motion # 458-07

Moved by: John Dunn

Seconded by: Jim Cushman

Be it resolved that By-law No. 2007-42 'being a By-law to authorize the execution of a Condominium Agreement with Vista Investments Muskoka Inc. be given first and second reading. **Carried.**

Motion # 459-07

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that By-law No. 2007-42 'being a By-law to authorize the execution of a Condominium Agreement with Vista Investments Muskoka Inc. be given third and final reading and enacted in Open Council. **Carried.**

A decision with regard to Consent Application B026/07 and B027/07 from the Southeast Parry Sound District Planning Board was deferred until a response has been received from the applicants lawyer.

Motion # 460-07

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that the Council of the Township of Perry has no objections to Application B028/07 - West / Grozelle, submitted to the Southeast Parry Sound District Planning Board, subject to the recommendation of the Planner being that "upon the application of a building permit, the CBO not permit any development within a thirty (30m) metre proximity of the EP area, that the Township receive a 'cash-in-lieu' payment of 5% for the newly created lot, that the sixty-six (66') foot portion of the traveled road commonly known as Star Lake Road traversing Lot 4, Concession 11, be transferred to the Township of Perry, and Council's usual concerns. **Carried.**

Motion # 461-07

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that the Council of the Township of Perry supports the proposal as presented by the Ministry of Natural Resources, to allow gun hunting on Sundays, on private land, during existing gun hunting seasons, which remain subject to all restrictions under the Fish and Wildlife Conservation Act (FWCA), including those associated with public safety and conservation. **Carried.**

Motion # 462-07

Moved by: John Dunn

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry has reviewed the Letter of Understanding submitted by the Ministry of Transportation with regard to the temporary relocation of the Township of Perry Administration Office to the existing Almaguin Highlands Information Centre and authorizes the Mayor and Clerk/Administration to sign same and to affix the Corporation Seal thereto. **Carried.**

Motion # 463-07

Moved by: John Dunn

Seconded by: Jim Cushman

Whereas the South East District of Parry Sound Steering Committee is desirous of working together for mutual benefit, and to address issues collectively rather than separately; and

Whereas the Family Health Team proposed to be located in the Village of Burk's Falls will benefit and provide medical and health services for all surrounding municipalities;

Therefore be it resolved that the Council of the Corporation of the Township of Perry agrees in principle to support the Family Health Team Proposal; and

Further be it resolved that the Township of Perry is willing to consider a financial contribution once the criteria has been established;

And that the Municipalities involved in the Family Health Team be:

- | | |
|--------------------------------|-------------------------|
| Municipality of Magnetawan | Township of Ryerson |
| Township of Armour | Township of Strong |
| Township of Joly | Town of Kearney |
| Township of Machar | Village of South River |
| Township of McMurrich-Monteith | Village of Sundridge |
| Township of Perry | Village of Burk's Falls |

Carried.

Letters received from the public with regard to the Ministry of Natural Resources Proposed Crown land Harvesting Operation - Foote Lake and the French/Severn Forest - Long Term Management Plan 2009 -2019 Review, will be kept on file.

Motion # 464-07

Moved by: Les Rowley

Seconded by: Jim Cushman

Be it resolved that the Council of the Corporation of the Township of Perry petition the Province for adequate funding of rural schools and a freeze on closures for schools in the Near North District School Board. **Carried.**

Motion # 465-07

Moved by: Jim Cushman

Seconded by: John Dunn

Whereas the Federation of Northern Ontario Municipalities (FONOM) has represented the 110 municipalities in Northeastern Ontario for the past 48 years; and

Whereas FONOM held a Leadership Summit in Timmins in October, 2007 where it was

overwhelmingly supported by more than 200 participants as the unified voice of Northeastern Ontario; and

Whereas as a result of that Summit the Federation of Northern Ontario Municipalities has created the following seven task forces to deal with priorities from the Summit - Natural Resources, Energy, Business, Transportation, Education, Health and Government Services; now

Therefore be it resolved that the Corporation of the Township of Perry supports the Federation of Northern Ontario Municipalities as the Unified Voice of Northeastern Ontario and in its creation of these task forces to focus on these priorities; and

Further be it resolved that a copy of this resolution be forwarded to the Federation of Northern Ontario Municipalities. **Carried.**

Motion # 466-07

Moved by: Les Rowley

Seconded by: John Dunn

Be it resolved that the Council of the Corporation of the Township of Perry hereby direct staff to send a letter to the Ontario Fire Marshal requesting that the Ontario Fire Marshal (OFM) cover the cost associated with training and workshops should the OFM initiate new fire safety legislation.

Carried.

Motion # 467-07

Moved by: Les Rowley

Seconded by: Jim Cushman

Whereas Waste Diversion Ontario and Stewardship Ontario, in collaboration with the Ontario Ministry of the Environment have implemented Ontario's Municipal Blue Box program, which financially supports the recycling of materials;

And Whereas tires are now being stockpiled, burned and disposed of on roadsides and lots throughout the Province of Ontario, which creates additional work for public works crews and an unpleasant appearance of our landscape in this beautiful Province of Ontario;

And Whereas tires can be recycled into useful products; eg: hard surface products for roads and highways and waste products for incineration plants;

And Whereas a tire rebate program would provide an incentive to recycle tires;

Therefore be it resolved that the Council of the Corporation of the Township of Perry request that the Provincial government seek to develop a program that will provide a rebate for the tire disposal, either a new program or an enhancement to the current Stewardship Ontario program. **Carried.**

Motion # 468-07

Moved by: John Dunn

Seconded by: Les Rowley

Whereas the Federal government has the responsibility and authority to approve chemical compounds for use in Canada, including cosmetic pesticides;

Whereas the Ontario provincial government has the responsibility and authority to legislate and regulate the use and sale of products in the province including cosmetic pesticides;

Whereas the Liberal Party of Ontario made an election promise to legislate public concerns with respect to cosmetic use of chemical pesticides through a comprehensive province wide approach (that will address exemptions such as those for agriculture).

Now Therefore be it resolved that:

1. The Corporation of the Township of Perry call on the Federal government to immediately review and confirm the safety and efficacy of all chemical pesticides that have been approved for use in Canada by the federal government or federal agencies;
2. The Corporation of the Township of Perry also call on the Ontario Provincial Government to immediately review and verify the safety of all chemical pesticides that the provincial government or provincial agencies have approved for sale and use in the Province of Ontario;
3. The Corporation of the Township of Perry remind the Ontario Provincial government of its promise to legislate on the use and sale of cosmetic chemical pesticides in the Province of Ontario. **Carried.**

Motion # 469-07

Moved by: Mary Anne Love

Seconded by: John Dunn

Whereas Aggregate production is essential for the economic growth and prosperity of the Province of Ontario;

And Whereas in a Special Report to the Legislative Assembly of Ontario, Gord Miller, Environmental Commissioner of Ontario outlined a number of inadequacies in the capacity of the Ministry of Natural Resources (MNR) to properly oversee the approvals, compliance, rehabilitation and long term planning to protect Ontario's Aggregate Resources. Chief among those concerns was MNR's lack of adequate funding for staff to properly operate an effective compliance and enforcement program.

And Whereas the Township of Perry shares the concerns of the Province's Environmental Commission.

Therefore be it resolved that Council of the Corporation of the Township of Perry requests that the Province of Ontario consider increasing the fees and royalties charged to aggregate operators and use this additional revenue exclusively for providing the MNR with resources to effectively staff an enforcement branch that will be able to adequately ensure the long term viability of the aggregate industry as well as ensure the responsible protection of the long-term environmental and human health of the community surrounding these aggregate extraction operations. **Defeated.**

Motion # 470-07

Moved by: Les Rowley

Seconded by: Mary Anne Love

Whereas the Ontario Medical Association (OMA) has been advocating for a ban on smoking in cars transporting children to help protect them from the negative health impacts of Second-Hand Smoke (SHS);

Therefore be it resolved that the Council of the Corporation of the Township of Perry hereby supports the Ontario Medical Association (OMA) for a provincial ban on smoking in vehicles where children are present. **Carried.**

Motion # 471-07

Moved by: Jim Cushman

Seconded by: Les Rowley

Be it resolved that in accordance with Section 239 (2) and (3.1) of The Municipal Act, S.O. 2001, as amended, this Council proceed into closed session at 10:25 p.m. in order to address a matter pertaining to: personal matters about an identifiable individual, including Municipal or Local Board employees [2(b)]; the receiving of advice that is subject to Solicitor/Client privilege, including communications necessary for that purpose[2(f)]. **Carried.**

Motion # 473-07

Moved by: Jim Cushman

Seconded by: Mary Anne Love

Be it resolved that the Council of the Township of Perry adjourns from Closed Session at 11:07 p.m. and reconvenes the Regular Meeting of December 12th, 2007. **Carried.**


Motion # 474-07

Moved by: John Dunn

Seconded by: Les Rowley

Be it resolved that the Council of the Township of Perry adjourns from this Regular Meeting at 11:25 p.m. until our next Regular Meeting or call of the Chair. **Carried.**

Dated this ^{7th} day of January, 2008



William Core, Mayor



Brenda J. Fraser, Clerk/Administrator