

MINUTES
NEWBURY MUNICIPAL COUNCIL
Monday, April 10th, 2017
6:00 p.m.



MEMBERS PRESENT: Reeve Diane Brewer and Councillors, Ron Challis, Abe Van Der Wyngaard, and Mike Noe

MEMBERS ABSENT: Councillor Chris Degraw

OTHERS PRESENT: Fire Chief Chad Trethewey

STAFF PRESENT: Betty D. Gordon, Clerk-Treasurer

STAFF ABSENT:

CALL TO ORDER

The Reeve called the meeting to order at 6:00 p.m.

1. DECLARATION OF PECUNIARY INTEREST:

Mike Noe declared a pecuniary interest in item number 8.29.8 and 8.29.9.

2. DELEGATIONS:

(a) **WATER:**

1. Newbury's water rate. (cc. Council - pink)

Moved By: Ron Challis Seconded By: Mike Noe

“THAT Newbury's rate, effective on April 10th, 2017, be increased by \$0.03 from \$1.91 a c.m. to \$1.94 a c.m., to cover the current Tri-County increase.”

Carried

A breakdown of the proposed rate includes \$0.83 for Tri-County, \$0.53 for Southwest Middlesex and \$0.58 for the Village of Newbury.

2. The waterlines will be flushed on April 22nd.

(b) **SEWER:**

1. FCHS was invoiced for the grinder pump service call and repair on Thursday, March 30th

(c) **DRAINAGE:**

1. The Clerk met with Russ Patton and discussed the various jobs he could do for the Village of Newbury. Russ said he was going to provide a quote on the drainage repair on Durham St.
2. Chris Traini is asking if Council wants the County to conduct bi-annual inspections on Newbury's culvert on Coltsfoot Drive. (cc. Council – blue)

Moved By: Mike Noe

Seconded By: Ron Challis

“THAT Council accepts the proposal from the County to conduct semi-annual inspections on Newbury's culvert on Coltsfoot Drive.”

3. Drainage quote from Russ Patton for Elgin and Durham Drains.

(d) **FIRE:** Fire Chief Chad Trethewey

- Monthly training records were received (cc. Council)
- List of items for sale
- Quote for firehall roof repair
- Jeff Musser is asking if he can insure the fire dept. Council asked the Clerk to check with Newbury's current insurance company, JLT, to ask their opinion on moving the fire department's coverage and if there are no concerns then Council approves. The Clerk is to notify the Fire Chief once the JLT has provided its comments.
- Chad advised Council of a fire that he attended that was burning too close to a wooden fence.

Moved By: Ron Challis

Moved By: Mike Noe

“THAT Charles Keech be sent a letter notifying him that there will be a charge if the fire department has to attend in the future to his property for a fire issue that he initiated.”

Carried

(e) **BY-LAW ENFORCEMENT:**

By-law Enforcement Report as per hours submitted. (cc. Council)

(f) **CHIEF BUILDING OFFICIAL:**

Report provided as per hours submitted. (cc. Council)

3. COUNCIL MINUTES:

Council minutes of the regular Council meeting held on March 20th, 2017.

Moved By: Mike Noe

Seconded By: Abe Van Der Wyngaard

“THAT the minutes from the regular Council meeting held March 20th, be accepted as presented.”

Carried

4. BUSINESS ARISING FROM THE MINUTES:

1. A response letter approved by Council was mailed to Paul and Ruthanne Nowicki regarding their concerns.
2. All the documents pertaining to the three properties in the Village who received Orders from Laura Bowles, Newbury's By-law Officer regarding Property Standards issues have been forwarded to the County lawyer for his review and comments and further direction on what process to take.
3. Budget Review – The rates from the Ministry of Education and the County have been provided to this office. Are there any expenses that Council would like to add to the budget or remove? Further budget meeting can be scheduled or wait until the May meeting.

5. CORRESPONDENCE:**INFORMATION ITEM**

1. Municipal World Magazine, Feb. 2017.
2. Letter from the Middlesex Federation of Agriculture requesting to meet with Council at an upcoming meeting (scheduled for June).
3. Reminder to those Councillors who will be attending the Middlesex Municipal Association that is Thursday, April 27th in Ilderton. Diane and Betty will attend.
4. Letter from Sylvia Jones, MPP, advising that she is the new Progressive Conservative Critic for Infrastructure and asked if you would like to meet with her to discuss the provincial government's approach to infrastructure.
5. Stewardship Ontario advising they have made another payment to Newbury and thanks us for our continued efforts.
6. Thank you card from the Skunks Misery Outdoor Heritage for Council's donation towards their event.
7. Thank you card from Sheila Morris and Rev. Deb Dolbear Van Bilson, for the donation towards the Newbury/Wardsville Food Bank.

6. ACTION REQUIRED ITEMS:

1. The Middlesex-London Health Unit is asking for Council's support to call upon the Ontario Ministry of Finance to raise tobacco excise taxes by at least \$10.00 per carton and to enhance enforcement activities designed to reduce the presence of contraband tobacco in our community. (cc. Council – green)

Moved By: Ron Challis

Seconded By: Abe Van Der Wyngaard

“THAT the MLHU be notified that Council does not agree with raising the excise tax by at least \$10.00 per carton as they believe it would only encourage contraband purchases.”

Carried

2. Municipality of Port Hope asking for Council's support for its resolution that requests the Minister of the Environment and Climate Change to explicitly ban construction of incinerators, and phase out use of existing incinerators in Ontario (cc. Council – purple)

Moved By: Ron Challis

Seconded By: Mike Noe

“THAT Council support this motion.”

Carried

3. Francois Choquette, Member of Parliament is asking for Council's support for Bill C-203 that will amend the Supreme Court Act by establishing a new requirement for judges appointed to the Supreme Court to understand French and English without having the assistance of an interpreter. (cc. Council – orange)

Moved By: Ron Challis

Seconded By: Mike Noe

“THAT this item be noted and filed.”

Carried

4. Brush and trees piled along the park fence line. Who is responsible to remove.

Moved By: Ron Challis

Seconded By: Abe Van Der Wyngaard

“THAT Rob Griffore be asked to clean up the debris by the end of April, or before his planting season so that park looks good for Newbury's Canada Day events.”

Carried

5. Written complaint from Henk Wiltink about the ruts in his boulevard that he says he will not cut until the area is fixed. (cc. Council – pink)

Moved By: Mike Noe

Seconded By: Abe Van Der Wyngaard

“THAT Mr. Wiltink be notified that the Village cannot assume the responsibility for traffic in Newbury.”

Carried

6. Damage to church fence due to windstorm and tree. (cc. Council – blue)

Moved By: Mike Noe

Seconded By: Abe Van Der Wyngaard

“THAT the church be notified that Newbury’s insurance company advised the damage to the church fence due to the tree falling during a windstorm was an act of God and to contact their insurance company.”

Carried

7. OCIF report is due by April 15th. Discussion on what project will be submitted. (cc. Council – orange)

Moved By: Ron Challis

Seconded By: Abe Van Der Wyngaard

“THAT the OCIF be used to resurface the Village roads.”

Carried

The Clerk was directed to ask the County to confirm if they were going to resurface Hagerty Road this year and if so for the contractor’s contact information in hopes that Newbury can use the same company to resurface all the roads in the Village.

7. **FINANCIAL STATEMENT:** (cc. Council – purple)

Moved By: Ron Challis

Seconded By: Mike Noe

“THAT the financial statements be accepted as presented.”

Carried

8. **ACCOUNTS:** (cc. Council – white)

Moved By: Ron Challis

Seconded By: Abe Van Der Wyngaard

“THAT the accounts that total \$36,313.88 be accepted as presented and paid in full.”

Carried

9. (a) **NEW & UNFINISHED BUSINESS:**

1. The Clerk will speak with MPAC in the near future to further discuss the assessment change at FCHS.
2. The County Lawyer have provided a summary of the discussion he had with Andrew Camman, Fennell Woodlands Inc. lawyer. (cc. Council – yellow)

3. The Canada Day hats have been received and as well the tattoos and pins. The T Shirts have been ordered. A meeting of the committee is scheduled for Tues. April 11th to finalize the day's schedule so posters can be printed.
4. The Clerk is seeking current LED quotes for Council's review.
5. Graham Young (McNaughton Home Hardware) said McNaughton's will build the stage for Canada Day.
6. The Clerk received additional information from CN regarding their property that runs along Wellington. (cc. Council – white)
7. The County planners and lawyers are searching records for the Village to determine who is in ownership of the unopened road allowances for Henry, James, Emmott, Tucker and Dundas.
8. Discussion regarding who would sit in the absence of the Reeve, when there is an emergency situation.
9. Would Council consider using the money put aside for the cost to prepare an updated Official Plan and Zoning By-law for new swing sets at the park to be installed before Canada Day?
10. The ladies ball team would like to rent the park this year again and are asking if the rates remains the same.

Moved By: Mike Noe

Seconded By: Abe Van Der Wyngaard

“THAT the ball diamond rental fees of \$250 remain the same as the previous years.”
Carried

11. Draft Sign By-law for Council and Jerrys review. (cc. Council – white)

9. (b) OTHER BUSINESS:

1. Each Council member was given the opportunity to bring new business to the table.

Ron asked if the office could circulate a flyer for the Legion to advertise their Vimy memorial event. Council approved.

It was reported that a Newbury resident had taken down a tree and laid it on Village property. Council asked the Clerk to write to the land owner to ask him to remove it.

The Clerk asked if the Official Plan and Zoning By-law reserve could be used for a new swing set at the park. Council approved in getting quotes.

The Clerk advised Council that the office had received a response from the Ministry regarding Newbury’s request on clarification of the Municipal Act regarding Newbury having a seat at County Council.

2. By-law 107-17, being a by-law to confirm proceedings of the Council of the Village of Newbury.

Moved By: Mike Noe

Seconded By: Abe Van Der Wyngaard

“THAT By-law 107-17, being a by-law to confirm proceedings of the Council of the Village of Newbury is given first and second reading this 10th day of April, 2017.”

Carried

Moved By: Ron Challis

Seconded By: Abe Van Der Wyngaard

“THAT By-law 107-17 be given third reading, taken as read, properly signed and sealed, and numbered 107-17, this 10th day of April, 2017.”

Carried

10. ADJOURNMENT:

Moved By: Mike Noe

Seconded By: Ron Challis

“THAT the meeting be adjourned.”

Carried

The meeting adjourned at 8:25 p.m.

Upcoming Meetings (unless re-scheduled)

Regular Council on Monday, May 8th, 2017.

REEVE DIANE BREWER

CLERK-TREASURER BETTY D. GORDON