

MINUTES  
VILLAGE OF NEWBURY COUNCIL MEETING  
TUESDAY, MARCH 14, 2023  
6:00 pm  
Council Chambers



Council Present: Reeve Diane Brewer  
Councillor Kevin Derbyshire (at 6:25 pm)  
Councillor Russell Patton  
Councillor Randy Smith

Absent with Notice: Councillor Clyde Harris

Staff Present: Cathy Case, Clerk-Treasurer  
Chad Trethewey, Fire Chief

**1. CALL TO ORDER**

Reeve Brewer to call the meeting to order.

Clerk-Treasurer Cathy Case advised of the following additions to Agenda:

- 8.1 (i) Request for Relief – Water and Sewer Charges
- 8.1 (ii) Municipal Insurance Renewal

**2. DECLARATION OF PECUNIARY INTEREST**

The Municipal Conflict of Interest Act requires any member of Council to declare a pecuniary interest and the general nature thereof; and, where the interest of a member of Council has not been disclosed by reason of the member's absence from the meeting, to disclose the interest at the first open meeting attended by the member of Council and otherwise comply with the Act.

None declared.

**3. DELEGATIONS & TIMED EVENTS**

**6:00 PM**

- 3.1 Jake Kerrigan**  
**RE: Hagerty Road Speed Limit**

Jake Kerrigan attended the meeting to bring forward concerns about the speed of vehicles travelling on Hagerty Road through the Village. He asked if Council had considered reducing the speed limit within the Village limits and implementing community safety zones which would double the fines.

Reeve Brewer advised that enforcement of the speed limit is by the Ontario Provincial Police. Clerk-Treasurer Case advised that another resident had submitted an email relaying concerns about speeding on Hagerty Road.

Moved By: Councillor Smith

Seconded By: Councillor Patton

“RESOLVED THAT the Council of the Village of Newbury advise the Ontario Provincial Police of the concerns about the speed of vehicles traveling on Hagerty Road within the Village limits and request additional patrols be done to monitor the situation.” – Carried.

#### **4. COUNCIL MINUTES**

Minutes of the regular Council meeting held on February 14, 2023.

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT the minutes from the Council meeting held on February 14, 2023 be approved as circulated.” – Carried.

#### **5. BUSINESS ARISING FROM THE MINUTES**

- 5.1 Site Plan Control By-law (no update)
- 5.2 Entrance/Welcome Sign Repair (to be addressed in budget)
- 5.3 911 Signs on Concession – will be relocated in spring as needed

#### **6. CORRESPONDENCE**

##### **NON-ACTION CORRESPONDENCE**

- 6.1 Municipal World – March 2023
- 6.2 St. Clair Region Conservation Authority – 2022 Annual Report
- 6.3 St. Clair Region Conservation Authority – Legislative and regulation changes affecting Conservation Authorities, effective January 1, 2023
- 6.4 Caroline Mulroney, Minister of Transportation – Notification of 2022-2023 Gas Tax allocation to the Municipality of West Elgin to be used for Four Counties Transit System
- 6.5 County of Middlesex – Middlesex County Council Meeting Highlights- February 14, 2023

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT Council advise Middlesex County Council, through the CAO, that that the Village supports the relocation of County offices to a location within the County, not in the City of London.” – Carried.

- 6.6 County of Middlesex – Acknowledgement & Acceptance Letter Official Plan Amendment No. 15

- 6.7 Office of the Warden, County of Middlesex – copy of correspondence from Warden Cathy Burghardt-Jesson to the Solicitor General regarding Middlesex County OPP-Mobile Crisis Response Team Funding Extension
- 6.8 County of Middlesex Planning Department – Newbury 2022 Planning Summary Report
- 6.9 Kevin Carruthers – Petition to Improve Glendon Dr./Melbourne Rd. Intersection
- 6.10 Hydro One – New Longwood to Lakeshore Project Notification; note Open House on Wednesday, March 22, 2023 at Glencoe Agricultural Hall

Moved By: Councillor Smith

Seconded By: Councillor Patton

“RESOLVED THAT Council receive and file correspondence items 6.1 to 6.10.” – Carried.

### **ACTION REQUIRED CORRESPONDENCE**

- 6.11 Middlesex County – invitation to attend Middlesex Municipal Day on Tuesday, May 2, 2023 in Parkhill (rsvp by April 18, 2023); membership fee for 2023 is \$100.00

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT Council approve the payment of the \$100.00 membership fee to the Middlesex Municipal Association for 2023.” – Carried.

- 6.12 Hydro One – Longwood to Lakeshore Transmission Line Technical Advisory Committee (TAC) Workshop Invitation on March 21 and March 22 in Chatham

Recommended Motion:

RESOLVED THAT Council receive and file the invitation to the Hydro One Workshop on March 21 and March 22, 2023.” – Carried.

## **7. STAFF REPORTS**

### **7.1 Fire**

Fire Chief Chad Trethewey attended the meeting at 7:45 pm.

#### **i) Training Update**

Chief Trethewey advised that new recruits are working through the student learning book and that other firefighters are reviewing the operational guidelines.

A plan to have firefighters certified under the new regulation will be discussed at budget time.

ii) Firefighter Recruitment – no update

iv) Fire Inspection Services

Clerk-Treasurer Case advised that two individuals are interested in providing fire inspection services. The ad hoc committee will need to meet to review the job description and applicants.

The Chief advised:

- that dispatch made an error in paging out the Newbury Department when it should have been Southwest Middlesex
- that there are 5 courses for full certification of fire fighters; he is looking into whether one of our own firefighters can become a certified instructor and be able to train others

### **CLOSED SESSION**

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT Council, the Clerk-Treasurer and the Fire Chief move to closed session under Section 239 of the Municipal Act (b) personal matters about an identifiable individual, including municipal or local board employees.” – Carried.

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT Council rise from the closed session at 8:05 pm and resume regular session with no report.” – Carried.

## **7.2 Building Services**

There were no building permits issued in February 2023.

## **7.3 By-law Enforcement**

By-law Enforcement Report for February 2023.

Moved By: Councillor Derbyshire

Seconded By: Councillor Smith

“RESOLVED THAT Council accept the By-law Enforcement Report for February 2023 as submitted by By-law Enforcement Officer Garrett Cloud.” – Carried.

## **7.4 Drainage**

## 7.5 Water

### i) Annual Reports - Drinking Water Systems Regulation O. Reg. 170/03

#### a) Newbury Distribution System

Moved By: Councillor Derbyshire

Seconded By: Councillor Patton

"RESOLVED THAT Council receive and accept the O. Reg. 170/03 2022 Annual Report For the Newbury Distribution System as prepared and submitted by Sco-Terra Operations Group." – Carried.

#### b) Southwest Middlesex Distribution System

Moved By: Councillor Derbyshire

Seconded By: Councillor Smith

"RESOLVED THAT Council receive and accept the O. Reg. 170/03 2022 Annual Report for the Southwest Middlesex Distribution System as submitted." – Carried.

#### c) Tri-County Drinking Water System

Moved By: Councillor Derbyshire

Seconded By: Councillor Smith

"RESOLVED THAT Council receive and accept the O. Reg. 170/03 2022 Annual Report and 2022 Schedule 22 Report for the Tri-County Drinking Water System as submitted." – Carried.

### ii) DWQMS

#### a) Minutes from Management Review held December 20, 2022

Moved By: Councillor Smith

Seconded By: Councillor Derbyshire

"RESOLVED THAT Council receive and accept the Minutes from the Newbury Distribution System Management Review held December 20, 2022." – Carried.

#### b) 2023 S1 Audit for Drinking Water Quality Management Standard Version 2-2017 by SAI Global is scheduled for Monday, March 13, 2023 (offsite)

#### c) Cathy Case has successfully completed the following courses through the Walkerton Clean Water Centre (WCWC):

-Responsibilities Under the Statutory Standard of Care: Safe Drinking Water Act

-Drinking Water Quality Management Standard

### iii) Call-ins – Newbury WDS – February 2023

### iv) Tri-County Water Board of Management – Agenda from meeting February 21, 2023. Councillor Derbyshire reported that OCWA provided a report on recommendations to alleviate the discoloured water issue that occurs annually.

- v) Water Budget to Actual Reports were not available for the meeting.

## 7.6 Sewer

- i) Grinder Pump Repair at FCHS Reports (2)
- ii) Call-ins – Newbury WWTP – February 2023
- iii) Waste Water Treatment Plant Call-in Report – March 4<sup>th</sup>
- iv) Sewer Budget to Actual Reports were not available for the meeting.

## 7.7 Administration

- i) Tree Removal – Newbury Old Boy's Park

Quotes were received as follows:

Sharpe Tree Service	\$1,700.00 plus tax
Amos Fennell	\$2,500.00 plus tax

Moved By: Councillor Patton

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council accept the quote from Sharpe Tree Service in the amount of \$1,700.00 plus tax to remove the tree by the canteen.” – Carried.

- ii) Newbury Firehall Overhead Door Project – Tender Results Report

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT Council accept the tender from Agri-Urban Buildings Incorporated in the amount of \$120,500.00 plus hst for the Firehall Overhead Door Resizing Project.” – Carried.

- iii) “Town Hall” Meeting

Councilor Derbyshire volunteered to act as chair for the Town Hall meeting on March 22, 2023.

- iv) Four Counties Transportation Committee – 2022 Share of Deficit

The Clerk-Treasurer will obtain additional information on the Four Counties Transportation Committee.

- v) Ballpark Season

The Clerk-Treasurer advised that a grounds maintenance person is being sought. Councillor Patton will contact an individual to see if interested.

## vi) Backyard Chickens Information

Information on backyard chicken keeping was circulated to Council members. Council took no action pending discussion of the matter at the Town Hall meeting.

**7.8 Financial**

## i) Accounts Listing

Moved By: Councillor Smith

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council approve the accounts in the amount of \$126,650.64 as presented.” – Carried.

## ii) Financial Information Report

Moved By: Councillor Derbyshire

Seconded By: Councillor Patton

“RESOLVED THAT Council accept the Financial Information Report as presented.” – Carried.

## iii) Statement of No Salaries to Disclose 2022 as per Public Sector Disclosure Act

## iv) Statement of 2022 Council Remuneration as per Section 284(1) of the Municipal Act

## v) Budget to Actual Report was not available at the meeting.

**8. NEW BUSINESS**

## 8.1 Addendum Items

## (i) Request for Relief – Water and Sewer Charges

No action was taken by Council as previous requests of this nature have been denied.

## (ii) Municipal Insurance Renewal

Moved By: Councillor Patton

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council accept the municipal insurance renewal with Intact Public Entities as proposed and that representatives be invited to attend the next meeting to review insurance program with Council.” – Carried.

- 8.2 Council Member Business – Each council member is given the opportunity to bring new business to the table.

Reeve Brewer advised that she is not able to attend the regular meeting on May 9<sup>th</sup>.

Moved By: Councillor Derbyshire

Seconded By: Councillor Smith

“RESOLVED THAT Council reschedule the May regular meeting to Tuesday, May 16, 2023 beginning at 6:00 pm.” – Carried.

Moved By: Councillor Patton

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council donate \$200.00 in memory of Duncan McPhail.” – Carried.

### 8.3 Other Business

## 9. CLOSED SESSION

The Closed Session was held earlier in the meeting to include the Fire Chief.

## 10. RISE AND REPORT FROM CLOSED SESSION

## 11. BY-LAWS

### 11.1 By-law No. 10-23, being a by-law to appoint Municipal Weed Inspector

Moved By: Councillor Smith

Seconded By: Councillor Patton

“RESOLVED THAT By-law No. 10-23, being a by-law to appoint Mark Brown as the Municipal Weed Inspector for the Village of Newbury be given first and second reading this 14 day of March, 2023.” – Carried.

Moved By: Councillor Derbyshire

Seconded By: Councillor Patton

“RESOLVED THAT By-law No. 10-23 be given third reading, taken as read, properly signed and sealed, and numbered 10-23, this 14 day of March, 2023.” – Carried.

### 11.2 By-law No. 11-23, being a by-law to confirm the proceedings of the Council of the Village of Newbury

Moved By: Councillor Derbyshire

Seconded By: Councillor Smith

“RESOLVED THAT By-law No. 11-23, being a by-law to confirm the proceedings of the Council of the Village of Newbury be given first and second reading this 14 day of March, 2023.” – Carried.



Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT By-law No. 11-23 be given third reading, taken as read, properly signed and sealed, and numbered 11-23, this 14 day of March, 2023.” – Carried.

**12. ADJOURNMENT**

Moved By: Councillor Derbyshire

Seconded By: Councillor Patton

“RESOLVED THAT the meeting adjourn at 8:48 pm.” – Carried.

  
\_\_\_\_\_  
REEVE DIANE BREWER

  
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CLERK-TREASURER CATHY CASE

