

MINUTES
VILLAGE OF NEWBURY COUNCIL MEETING
TUESDAY, JUNE 4, 2024
6:00 pm
Council Chambers



Council: Reeve Diane Brewer
Councillor Kevin Derbyshire
Councillor Clyde Harris
Councillor Russell Patton
Councillor Randy Smith

Staff: Cathy Case, Clerk-Treasurer
Chad Trethewey, Fire Chief (for part of meeting)

1. **CALL TO ORDER**

Reeve Brewer called the meeting to order at 6:01 pm.

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.

3. **TIMED EVENTS**

6:05 PM 3.1 Deb Denuke

Deb Denuke attended the meeting to complain about lots in the Village that do not have their grass cut in the spring. She filed a complaint about the overgrowth on April 18, 2024 and the lot did not get cut until the weekend of May 10, 2024. Councillor Harris advised that there were extenuating circumstances related to the vacant lot next to her property. Reeve Brewer advised that a complaint process is in place and that Ms. Denuke will need to follow the process.

**6:20 PM 3.2 Jack Krzeski, 12 Dundas Street
Re: Water and Sewer Charges**

Jack Krzeski attended the meeting to discuss a high water bill he received in September 2023. Mr. Krzeski advised that he had never had large water bills before that bill and that he has no swimming pool, no gardens, does not use the outdoor tap, buys water to consume and is the only person living in the house. His sump pump works constantly since trees around his property were cut down. He does not believe that a toilet or faucet could have been leaking. Council discussed the matter, including the type of sump pump. Council recommended that Mr. Krzeski engage a plumber to check on the type of sump pump he has.

6:35 PM 3.3 Charlie Colhoun, 29 York Street

Charlie Colhoun did not attend at the scheduled time.

**6:50 PM 3.4 Geno Ouellette, 22888 Hagerty Road
Re: Water ponding behind Library**

Geno Ouellette attended the meeting to advise Council of his concerns about water pooling in the backyard at the Library and subsequently flooding half of his backyard. Mr. Ouellette advised that there is a tile in the backyard of the Library that drains to York Street that does not appear to be working. He also advised that the Library sump pump is hooked into the County storm drain along Hagerty. Council will investigate the drainage at the Library.

7:00 PM 3.5 Vic Chouhan, 22900 Hagerty Road

Vic Chouhan is the owner/proprietor of the Newbury Food Market at 22900 Hagerty Road. His contractor installed the temporary access laneway across the rear of the Firehall property. Mr. Chouhan was not aware that the property is owned by the Village and that he needed municipal permission to use. He advised that he has no plans for the back yard of his property other than to park a personal vehicle. All construction in his back yard is complete. He would like to continue to use the laneway. Council advised that an agreement to use this property will be required and that, until the agreement is in place, the OPP will be called as it is trespassing.

4. COUNCIL MINUTES

4.1 Minutes of the regular Council meeting held on May 14, 2024

Moved By: Councillor Harris
Seconded By: Councillor Derbyshire

“RESOLVED THAT the minutes from the regular Council meeting held on May 14, 2024 be approved as circulated.” – Carried.

5. BUSINESS ARISING FROM THE MINUTES

There was no business arising from the minutes.

6. CORRESPONDENCE**NON-ACTION CORRESPONDENCE**

- 6.1 Municipal World – June 2024
- 6.2 County of Middlesex – Middlesex County Council Meeting Highlights-May 28, 2024
- 6.3 Western Ontario Wardens Caucus – Ontario Municipal West Conference
- 6.4 Michael Kerzner, Solicitor General – Ontario Provincial Police Detachment Boards
- 6.5 County of Middlesex – Notice of Development Charges Public Meeting, Wednesday, June 26, 2024 at 1:00 pm, Middlesex County Council Chambers
- 6.6 Middlesex OPP Detachment Board – Public Member Representative Appointments

Moved By: Councillor Smith

Seconded By: Councillor Patton

“RESOLVED THAT Council receive and file correspondence items 6.1 to 6.6.” – Carried.

ACTION REQUIRED CORRESPONDENCE

- 6.7 Casey Shannon, Do Good Things Co. – request for park washrooms to remain available until Saturday, October 19, 2024 for Fall Activity Day in Newbury

Moved By: Councillor Derbyshire

Seconded By: Councillor Harris

“RESOLVED THAT Council provide the use of the pavilion, outside hydro and ball diamond at no charge to Casey Shannon of Do Good Things Co. on Saturday, October 19, 2024 and that the washrooms be closed for season after that date.” – Carried.

- 6.8 June Matthews, 68 York Street – letter requesting storm drain be installed on their side of York Street

Moved By: Councillor Harris

Seconded By: Councillor Smith

“RESOLVED THAT Council review the area requiring drainage and that if all the property owners in the drainage area are in agreement drain work will be considered.” – Carried.

- 6.9 Municipality of Callender – requesting support in calling upon the Premier to promptly resume the assessment cycle to ensure the stability and predictability of property taxes while the Government conducts its review of the property assessment and taxation system, or respond with an alternative method for every municipality in Ontario to achieve fair taxation

Moved By: Councillor Smith

Seconded By: Councillor Harris

“RESOLVED THAT Council support the Municipality of Callender and call upon the Premier to promptly resume the assessment cycle to ensure the stability and predictability of property taxes while the Government conducts its review of the property assessment and taxation system, or respond with an alternative method for every municipality in Ontario to achieve fair taxation.” – Carried.

7. STAFF REPORTS

7.1 Fire

Fire Chief Chad Trethewey attended the meeting at 7:40 pm.

i) Training Update

Graduation ceremony for training is on Wednesday night. No additional firefighters are signed up to attend the next intake.

Newbury has been invited to participate in the live burn trailer from the Fire Marshal's office with Southwest Middlesex Fire.

ii) Firefighter Recruitment – no update

iii) Firehall Overhead Door Replacement Update

Chief Trethewey advised that electrical work still needs to be done to eliminate electrical cords. He had a quote from CPE Services for inside electrical work. Chief Trethewey will follow up with Cody at CPE. A new keyless lock for the front door is required.

iv) Firehall Eavestrough Repair Quote

Moved By: Councillor Harris

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council approve the quote from Macksville Construction Ltd. in the amount of \$1,359.00 plus hst to install new seamless eavestrough and downspouts on the south side of the Firehall.” – Carried.

Moved By: Councillor Harris

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council with the inclusion of the Clerk-Treasurer and the Fire Chief move to closed session under Section 239(2) of the Municipal Act (b) personal matters about an identifiable individual, including municipal or local board employees at 7:41 pm.” – Carried.

Moved By: Councillor Patton

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council, the Clerk-Treasurer and the Fire Chief move out of closed session with no report at 7:50 pm and resume regular session.” – Carried.

Fire Chief Trethewey left the meeting at 8:00 pm.

7.2 Building Services

There were no building permits issued in May 2024.

7.3 By-law Enforcement

By-law Enforcement Officer Garrett Cloud was in attendance. Council reviewed his report for May 2024 and provided Council with updates on several matters.

Moved By: Councillor Patton

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council accept the By-law Enforcement Report for May 2024 as submitted by the By-law Enforcement Officer.” – Carried.

7.4 Animal Control

7.5 Water

i) DWQMS

a) Internal audit by BluMetric (onsite portion) was done on May 28, 2024

ii) Tri-County Water Board

The agenda from May 21, 2024 meeting and the meeting minutes from February 6, 2024 were provided to Council for review.

ii) Budget to Actual Report

Moved By: Councillor Patton

Seconded By: Councillor Harris

“RESOLVED THAT Council accept the budget to actual report for the water department as of April 30, 2024 as presented.” – Carried.

7.6 Sewer

i) Budget to Actual Report

Moved By: Councillor Derbyshire

Seconded By: Councillor Hartis

“RESOLVED THAT Council accept the budget to actual report for the sewer department as of April 30, 2024 as presented.” – Carried.

7.7 Administration

i) Newbury Drainage Concerns

Clerk-Treasurer Case advised that there are numerous and continuous concerns about drainage throughout the Village as well as at the Library, park and ball diamond.

Council instructed the Clerk-Treasurer to provide information on how municipal drains work and the necessary petition(s) to have ratepayers complete and submit.

ii) Newbury Library Building Update

The Clerk-Treasurer advised that staff continue to monitor the Library basement for water seepage. Staff will determine where the sump pump drains to, as well as check that sufficient hydro amperage available to operate all the fans and dehumidifiers.

iii) Ball Park – motorized vehicles, Tucker Street entrance

Council was advised that motorized vehicles are entering the park through the Tucker Street gate. Council agreed to put up a sign to advise that motorized vehicles are not allowed but are not prepared to have the gate padlocked shut.

iv) Council Meeting Date – July

Moved By: Councillor Derbyshire

Seconded By: Councillor Smith

“RESOLVED THAT Council meet in regular session on Wednesday, July 3, 2024 at 6:00 pm in Council Chambers and that the meeting scheduled for July 9, 2024 be cancelled.” – Cancelled.

iv) 2024 Budget

Moved By: Councillor Smith

Seconded By: Councillor Patton

“RESOLVED THAT Council convene on Tuesday, June 18, 2024 at 6:00 pm for the purposes of reviewing the 2024 Budget.” – Carried.

7.8 Financial

i) Accounts Listing

Moved By: Councillor Smith

Seconded By: Councillor Derbyshire

“RESOLVED THAT Council approve the accounts in the amount of \$74,732.00 as presented.” – Carried.

ii) Budget to Actual Report

Moved By: Councillor Harris

Seconded By: Councillor Patton

“RESOLVED THAT Council accept the budget to actual report as of April 30, 2024 as presented.” – Carried.

8. NEW BUSINESS

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

Councillor Harris advised that he and Councillor Patton cleaned the garbage out of the ditch along Coltsfoot Drive. A clean out of the ditch is needed.

Councillor Derbyshire advised that there is a washout on the Dundas Street bridge.

Reeve Brewer has found another broker who is interested in providing a quote on the Municipal insurance.

Moved By: Councillor Derbyshire

Seconded By: Councillor Patton

“RESOLVED THAT Council obtain a quote on the Municipal Insurance Program from Ryan Welsh of PIB Insurance for 2025.” – Carried.

Council discussed painting the hydrants. Reeve Brewer may have someone interested in completing this project.

9. CLOSED SESSION

The Closed Session was held earlier in the meeting to accommodate the attendance of the Fire Chief.

10. RISE AND REPORT FROM CLOSED SESSION

11. BY-LAWS

11.1 By-law No. 7-24, being a by-law to confirm the proceedings of the Council of the Village of Newbury

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT By-law No. 7-24, being a by-law to confirm the proceedings of the Council of the Village of Newbury be given first and second reading this 4 day of June, 2024.” – Carried.

Moved By: Councillor Harris

Seconded By: Councillor Derbyshire

“RESOLVED THAT By-law No. 7-24 be given third reading, taken as read, properly signed and sealed, and numbered 7-24, this 4 day of June, 2024.” – Carried.

12. ADJOURNMENT

Moved By: Councillor Patton

Seconded By: Councillor Smith

“RESOLVED THAT Council adjourn at 9:10 pm.” – Carried.


REEVE DIANE BREWER


CLERK-TREASURER CATHY CASE