

MINUTES
NEWBURY MUNICIPAL COUNCIL
Monday, August 8, 2022
6:00 pm



PRESENT: Councillors Ron Challis, Stacey Goldrick, Mike Noe and Russ Patton

ABSENT: Reeve Diane Brewer

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

CALL TO ORDER

Clerk-Treasurer Cathy Case, called the meeting to order in the absence of Reeve Brewer at 6:00 pm as per section 5 of Procedural By-law 106-20.

Moved By: Councillor Noe

Seconded By: Councillor Challis

“THAT Councillor Russell Patton be appointed Chair for the meeting and have all the powers of the Reeve as per Section 5 of Procedural By-law 106-20.” – Carried.

Councillor Patton assumed the Chair for the meeting.

1. 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.

There were no declarations of pecuniary interest.

2. DELEGATIONS & TIMED EVENTS:

6:00 PM Mitchell Geerts, MPW Chartered Professional Accountants
Re: 2021 Financial Statements
-Newbury Community Services
-Village of Newbury

Mitchell Geerts advised that MPW Chartered Professional Accountants has merged with another firm. The new firm is Melo LLP. There will be no change to the services provided to the Village of Newbury.

Moved By: Councillor Noe
Seconded By: Councillor Challis

“THAT the Council of the Village of Newbury accept the 2021 Consolidated Financial Statements as prepared and presented by MPW Chartered Professional Accountants.”
– Carried.

Moved By: Councillor Goldrick
Seconded By: Councillor Challis

“THAT the Council of the Village of Newbury appoint Mitchell Geerts of MELO LLP to conduct the 2022 municipal audit.” – Carried.

2.1 WATER:

1. Water Financial Report

Moved By: Councillor Noe
Seconded By: Councillor Challis

“THAT Council accept the water financial report for period ending July 31, 2022 as presented.” – Carried.

2. DWQMS – no report

3. Tri-County Water Board of Management – July 26 Meeting

At the meeting, the Board approved the 2023 budget and an increase in their water rate to \$1.17 per cubic meter effective July 1, 2023. The increase is 10% (previous rate was \$1.06 per cubic meter). Staff will provide a review of the impact on Village water rates for the next meeting.

4. Sco-Terra – July 2022 Extra Work and Call-Ins Newbury Distribution System

2.2 SEWER:

1. Sewer Financial Report

Moved By: Councillor Goldrick
Seconded By: Councillor Noe

“THAT Council accept the sewer financial report for period ending July 31, 2022 as presented.” – Carried.

2. Sco-Terra – July 2022 Extra Work and Call Ins-Wastewater Treatment Plant.”

3. Disposal of used grinder pumps

Moved By: Councillor Challis
Seconded By: Councillor Noe

“THAT Council direct staff to create a policy on disposal of assets.” – Carried.

2.3 DRAINAGE

2.4 FIRE:

Fire Chief Trethewey attended the meeting at 6:40 pm.

1. Training update

Chief Trethewey advised that Training Office Tim Lacroix will be providing training updates.

2. Blue Card training update

Clerk-Treasurer Case advised that Tim Lacroix has been given access to the Blue Card training.

3. Fire Protection Agreement with Southwest Middlesex

Moved By: Councillor Noe

Seconded By: Councillor Goldrick

“THAT Council approved the agreement with Southwest Middlesex for fire protection services as presented and that the Reeve and Clerk-Treasurer be authorized to sign the agreement on behalf of the Corporation.” – Carried.

4. Firefighter Recruitment

The Chief advised that one new recruit has been brought on and another experienced person has joined the department.

5. Radio and Pager Replacement – capital budget

Chief Trethewey advised that the 3 replacement radios have been ordered with delivery expected in early 2023.

6. Other:

- The Chief has not yet arranged for volunteers to have the drywall taken down on the west wall of the firehall for engineer to inspect.
- Firehall clean up bee is being planned.
- The outdated equipment is being donated.
- The Chief is unable to locate a hard copy of the Standard Operating Guidelines. He needs to get the old computer hooked up and get SOGs printed. A copy will be kept in the Clerk's Office.

Fire Chief Trethewey left the meeting at 6:58 pm.

2.5 BY-LAW ENFORCEMENT:

By-law Enforcement Report for July 2022 as submitted by Officer Garrett Cloud was reviewed.

Moved By: Councillor Goldrick

Seconded By: Councillor Noe

“THAT Council accept the By-law Enforcement Report for July 2022 as submitted.” – Carried.

2.6 CHIEF BUILDING OFFICIAL:

The Building Services report for the period ending July 31, 2022 was reviewed.

Moved By: Councillor Noe
Seconded By: Councillor Challis

“THAT Council accept the Building Services Report for the period ending July 31, 2022 as presented.” – Carried.

3. COUNCIL MINUTES:

Minutes of the regular Council meeting held on July 11, 2022 were reviewed.

Moved By: Councillor Noe
Seconded By: Councillor Challis

“THAT the minutes from the regular Council meeting held on July 11, 2022 be approved as circulated.” – Carried.

4. BUSINESS ARISING FROM THE MINUTES:

1. Site Plan Control By-law – no update
2. Insurance Claim-Wind Damage – verbal update that invoices for tree clean up and fence repair have been submitted; obtaining quotes on replacement of small climber that was damaged
3. Tree Quote

Moved By: Councillor Noe
Seconded By: Councillor Challis

“THAT Council approve the quote of \$3,200.00 plus HST from Ron Sharpe to take down the damaged tree at the corner of Elgin and Durham Street.” – Carried.

4. Entrance/Welcome Sign Repair – the Clerk-Treasurer advised that she has not yet contacted Tom Ritchie about repair

5. CORRESPONDENCE:**INFORMATION ITEMS**

1. St. Clair Region Conservation Authority – Meeting Highlights – June 23, 2022
2. Enbridge Gas Inc. – Ontario Energy Board Notice to Customers of application to raise natural gas rates
3. Treasury Board Secretariat – Emergency Management Ontario-Organizational Updates

4. Thames Valley District School Board – 2022 Accommodation Plan
5. County of Middlesex – County Council Meeting Highlights – July 19, 2022
6. Middlesex Law Association – Invitation to attend the Fall Opening of the Courts, Thursday, September 15, 2022
7. Minister of Infrastructure – Ontario Bringing High-Speed Internet Access to More Communities

6. ACTION REQUIRED ITEMS:

1. Township of Mulmur – Climate Emergency Declaration and actions being taken

Moved By: Councillor Challis

Seconded By: Councillor Noe

“THAT Council support the resolution from the Township of Mulmur and the actions being taken related to the impacts of climate change.” – Carried.

2. Town of South Bruce Peninsula – requesting assistance in addressing the physician shortage by calling for subsidy opportunities for students who commit to becoming practicing physicians including implementing protective measures to ensure students commit to practicing in Ontario, increasing the number of students accepted into medical schools and residency programs, and expediting the accreditation process for foreign medical practitioners

Moved By: Councillor Goldrick

Seconded By: Councillor Challis

“THAT Council support the resolution from the Town of South Bruce Peninsula requesting the Provincial and Federal Governments to assist in addressing the physician shortage in rural areas.” – Carried.

3. City of Brantford – Potential threat to residential home ownership – requesting Province of Ontario create an Expert Committee similar to Province of British Columbia to investigate what regulatory action can be taken to better combat money laundering in the Ontario real estate market and to implement legislative changes necessary to combat money laundering in Ontario real estate market

Moved By: Councillor Noe

Seconded By: Councillor Goldrick

“THAT Council support the resolution from the City of Brantford requesting the Province of Ontario create an Expert Committee to investigate what regulatory action can be taken to better combat money laundering in the Ontario real estate market.” – Carried.

4. Canadian National (CN) – request to proclaim Rail Safety Week September 19-25, 2022

Moved By: Councillor Goldrick

Seconded By: Councillor Noe

“THAT Council support National Rail Safety Week to be held from September 19 to 25, 2022.” – Carried.

5. Bonfield Township – requesting support for Draven Alert program

Moved By: Councillor Challis

Seconded By: Councillor Goldrick

“THAT the Council of the Village of Newbury support the Township of Bonfield requesting the Province of Ontario to develop and implement a community warning program similar to Amber Alert for those persons of special needs or circumstances who leave the caregivers or locations and potentially put themselves at risk.” – Carried.

7. FINANCIAL REPORTS:

1. Monthly Financial Report

Moved By: Councillor Noe

Seconded By: Councillor Challis

“THAT Council accept the financial reports for the period ending July 31, 2022 as presented.” – Carried.

8. ACCOUNTS:

Moved By: Councillor Goldrick

Seconded By: Councillor Challis

“THAT Council approve the revised accounts totaling \$81,077.47 as presented.” – Carried.

9. (a) NEW & UNFINISHED BUSINESS

1. Municipal Election 2022 – Restricted Acts (Lame Duck) Report

Moved By: Councillor Noe

Seconded By: Councillor Challis

“THAT Council receive the Municipal Election 2022-Restricted Acts (Lame Duck) Report as presented by the Clerk-Treasurer for information purposes; and that if Council is in a restricted position (lame duck) after Nomination Day (August 19, 2022), pursuant to Section 275 of the Municipal Act, 2001, Council delegates authority to the Clerk-Treasurer to take action, where necessary, as outlined in By-law No. 13-22.” – Carried.

2. Digital Sign – Quotes for Electrical Work Report

Moved By: Councillor Challis

Seconded By: Councillor Goldrick

“THAT Council accept the quote from CPE Services Ltd. in the amount of \$2,175.60 plus hst for electrical work for digital sign.” – Carried.

3. Canada Day Report

Moved By: Councillor Goldrick

Seconded By: Councillor Challis

“THAT Council accept the Canada Day Financial Report as presented and the any surplus from Canada Day be set aside in the Working Capital Reserve to fund 2023 Canada Day events.” – Carried.

4. MFIPPA Request Report

Moved By: Councillor Challis

Seconded By: Councillor Noe

“THAT Council receive the request under the Municipal Freedom of Information and Protection of Privacy Act as submitted on July 29, 2022; that Council provide notice that access to the requested record will be provided; that the fee for preparing the record be set at \$50.00 per hour (minimum one hour) for staff time to locate and copy records; and that shipping costs be included in the fee.” – Carried.

9. (b) OTHER BUSINESS:

Councillor Noe advised that kids are riding dirt bikes around the sewer plant. He suggested that ‘No Trespassing’ signs be erected.

The Clerk-Treasurer advised that 2023 marks the 150th Anniversary of incorporation of the Village of Newbury. A committee will be established to plan events to commemorate.

Council concurred that the final day for water to the splashpad will be September 6th. Options to keep the washrooms opened and cleaned until Thanksgiving weekend will be investigated.

Council confirmed the policy to not remove tree stumps when trees removed by the Village. Council may consider allowing residents to have removed at their own expense.

The sinkhole/drain at the corner of York and Dundas was discussed. Russ Patton, representing Patton Excavating, expressed concern on the extent of the repair required. He would like to camera area prior to digging. Mike Noe, as public works/drainage supervisor, advised that the sinkhole needs to be fixed and that Patton can do whatever necessary to complete the work asap. Work will be scheduled as soon as locates are completed.

10. CLOSED SESSION

Moved By: Councillor Noe

Seconded By: Councillor Goldrick

“THAT the Council move to closed session with the inclusion of the Clerk-Treasurer under the authority of the Municipal Act, Section 239(2) (b) personal matters about an identifiable individual including municipal or local board employees; and (d) labour relations or employee negotiations at 7:50 pm.”

11. RISE AND REPORT FROM CLOSED SESSION

Moved By: Councillor Noe

Seconded By: Councillor Challis

“THAT Council rise from the closed session at 7:57 pm and resume regular session.” – Carried.

There was no report from the closed session.

12. BY-LAWS

1. By-law No. 13-22, being a by-law to delegate authority to municipal officials in the event that the Council’s actions become restricted under Section 275 of the Municipal Act

Moved By: Councillor Noe

Seconded By: Councillor Challis

“THAT By-law No. 13-22, being a by-law to delegate authority to municipal officials in the event that the Council’s actions become restricted under Section 275 of the Municipal Act be given first and second reading this 8 day of August, 2022.” – Carried.

Moved By: Councillor Challis

Seconded By: Councillor Noe

“THAT By-law No. 13-22 be given third reading, taken as read, properly signed and sealed, and numbered 13-22, this 8 day of August, 2022.” – Carried.

2. By-law No. 14-22, being a by-law to enter into a fire protection agreement with Southwest Middlesex

Moved By: Councillor Noe

Seconded By: Councillor Goldrick

“THAT By-law No. 14-22, being a by-law to enter into a fire protection agreement with the Municipality of Southwest Middlesex be given first and second reading this 8 day of August, 2022.” – Carried.

Moved By: Councillor Goldrick

Seconded By: Councillor Challis

“THAT By-law No. 14-22 be given third reading, taken as read, properly signed and sealed, and numbered 14-22, this 8 day of August, 2022.” – Carried.

- 3. By-law No. 15-22, being a by-law to confirm the proceedings of the Council of the Village of Newbury

Moved By: Councillor Challis
Seconded By: Councillor Goldrick

“THAT By-law No. 15-22, being a by-law to confirm the proceedings of the Council of the Village of Newbury be given first and second reading this 8 day of August, 2022.” – Carried.

Moved By: Councillor Noe
Seconded By: Councillor Challis

“THAT By-law No. 15-22 be given third reading, taken as read, properly signed and sealed, and numbered 15-22, this 8 day of August, 2022.” – Carried.

10. ADJOURNMENT:

Moved by: Councillor Challis
Seconded by: Councillor Noe

“THAT the meeting be adjourned at 8:00 pm.” – Carried.


COUNCILLOR RUSSELL PATTON


CLERK-TREASURER CATHY CASE