

ATTENDENCE -

Mayor Barry Dooley
Councillor Kelly Loch
Councillor Glenn Clarke

Deputy Mayor Jennifer Moores
Councillor Sharon Snooks
Shelly Butt, Town Clerk/Manager

CALL MEETING TO ORDER / WELCOME / DELEGATIONS

Mayor Dooley called the meeting to order at 7:00 p.m. in compliance as per Provincial Health Authorities Alert Level 2 and the Dept of ECCM.

Addressed registered resident from #199 Old Track Road, re: Use of Off-Road Vehicles, who requested to speak during item #14 on the Council Meeting Agenda.

ADOPTION OF THE AGENDA: April 13, 2021

Motion 2021-58 Loch/Clarke *No Additions or Deletions*

Be it resolve that Council adopt the agenda for the Regular Council Meeting of April 13, 2021 as presented.

Favour 5; Opposed 0; Carried

MINUTES / COUNCIL MEETING / OTHER MEETING MINUTES**1. Town Council of Victoria, Minutes March 23, 2021**

Motion 2021-59 DM Moores/Snooks

Be it resolved with no errors or omissions noted, Council adopt the minutes of the regular meeting of Council of March 23, 2021.

Favour 5; Opposed 0; Carried

Business Arising: Alleged Business Rattle's Road; still being investigated. Illegal Remote Cottage in the town Public Water Supply; confirmed removed.

2. VVFD General Meeting Minutes, February 19/2021

Motion 2021-60 Snooks/DM Moores

Be it resolved; Council adopt the minutes of the regular meeting of VVFD General Meeting of February 19, 2021.

Favour 5; Opposed 0; Carried

Business Arising: Request explanation for what the "Microsoft Team" stands for.

FINIANCIAL / COMM. / DEPT. & STAFF REPORTS**3. Bills/Accounts = \$53,011.39 & Employee Payroll March 14 – April 3, 2021 = Total \$11,064.17**

Councillor Clarke declared a conflict-of-interest position, as per Section 207 of Municipalities Act, 1999, (Members of the Trio Board), & left the Council meeting at 7:12 p.m. for bills #1 Trio Benefits for April 2021.

Motion 2021-61 Loch/DM Loch

Be it resolved Council approve to pay the accounts payable bill #1 Trio Benefits for April 2021 totalling \$1,486.23, as submitted.

Favour 4; Opposed 0; Carried C/Clarke returned 7:13 p.m.

Remaining Bills/Accounts & Employee Payroll

Motion 2021-62 Snooks/Loch

Be it resolved Council approve payment of the remaining accounts payable bills for \$51,525.16 and resolved to approve the employee payroll from March 14, 2021 for \$11,064.17.

Favour 5; Opposed 0; Carried

4. Defer to Privileged Meeting- Remuneration for Councillors, re: 1st Quarter 2021.**5. Town Clerk's Report: Dated March 22 – April 9, 2021**

Motion 2021-63 Snooks/Clarke

Be it resolved Council accept the Town Clerk Manager's Report for the period March 22 – April 9, 2021 as stated.

Favour 5; Opposed 0; Carried

Questions relating to the Victoria Volunteer Fire Dept & Victoria Ladies Auxiliary, re: Inquire to Fire & Emergency Services if Council has the authority to address matters or issues between both parties and who has the authority to dissolve a non-functioning arm-committee of this department, if deemed necessary.

6. Permit Registry, Permits issued to April 9/21 #271 – #275

Motion 2021-64 Loch/DM Moores

Be it resolved, having confirmed compliance with the Town of Victoria's Development Plan & Regulations, Council approve the Permit Registry as listed for Permits #271-#275. **Favour 5; Opposed 0; Carried**

CORRESPONDENCE FOR INFORMATION/DISCUSSION

7. Service NL Laboratory Reports, re: Environmental PHL Public Water Samples; All Satisfactory.

8. Victoria Recreation Commission, re: Financial Statement for March 2021

9. MNL Notifications:

- a) 2020 AGM & Municipal Symposium. President & Vice-President now vacant on Board of Director nominations closed April 7/21 for both positions & voting opportunities set from May 6 - 8/21. 2020 AGM adjourned to June 18/21 to enable these two elections,
 - b) Municipalities Newfoundland & Labrador Board voted to remove MNL President, Sheila Fitzgerald, re: Sharing a Facebook post containing anti-immigrant language and made claims about Indigenous land rights and vaccines; considered to be racist.
 - c) Fed. Gov. to increase Gas Tax Funding to Municipalities for 1-year,
 - d) Congratulates the Hon. Krista Lynn Howell on her appointment as Minister of Municipal & Provincial Affairs and Registrar General in the new provincial cabinet.
 - e) List of Nominees and Acclaimed Candidates for the MNL Board of Directors.
- 10. Dept. of ECCM, re: Circular, COR/2021/00595, Preliminary Engineering Requirements, Front End Updates, Tender Amendments, Bidding Process. (Sent to Harris & Assoc.'s).**
- 11. Dept. of ECCM, re: Permit to Construct, Ash's Lane Water/Sewer Improvements Project.**
- 12. FCM, Funding Application Update, April /2021.**
- 13. Water Resources Management Div., re: Spring/Summer 2021 Operator Education Seminars; Given to WF**

CORRESPONDENCE FOR ACTION

14. Mayor Dooley: Reply from CBN T'Railway Group, re: Council's decision relating to Off-Road Vehicle Use on the old CBN Railway through Victoria. Mayor left the chair to speak on the subject matter, DM Moores took the chair at 7:41 p.m. Mayor read out response sent to the Chair of the CBN T'Railway Group by TCM and stated he was not in favor of allowing or promoting use of any town owned/maintained roads within Victoria. Mayor Dooley returned to the chair at 7:45 p.m.

Registered resident from #199 Old Track Road, shared concerns, with the following being cited:

1. All residents of Victoria, and more so, those having built, by permission of Council, is what should be considered by Council and what they want to see happen Victoria, not a group outside of Victoria.
2. Noted more than 51 homes, with families, established on Old Track Road, in recent years.
3. Has several School Bus-Stops along Old Track Road as well as other connected town roads to OTR.
4. Old Track Road is a highly populated area for pedestrians walking as well as other physical activities due to being located off the main arterial roads through Victoria.
5. Noted Council previously tried to manage speeding of off-roads vehicles in this area as well as other areas of town by installing speedbumps, to no avail and resolved an RCMP matter.
6. Safety concerns of illegal intersections with the provincial highway.
7. Property Values & Liabilities should an incident and/or accidents.
8. Should Council consider approving the CBN T'Railway Group's request to allow travel on town owned roads, the citizens of Victoria should be advised and consulted. A petition will be started and circulated throughout Victoria.

All Councillors participated in the discussion sharing their views on the subject matter before Council.

15. Notice of Motion, (DM Moores): After discussing item #14, DM Moores requested to withdraw the Notice of Motion for the subject matter to be actioned by Council at the meeting of April 13, 2021; all Councillors agreed to this request.

Motion 2021-65 Clarke/Snooks

Be it resolved; that Council will not grant permission for any town roads within the boundary of Victoria to be used by off-road vehicles and to encourage the CBN T Railway group to find an alternate route around Victoria.

Favour 4; Opposed 1 Moores; Carried

16. Re-tabled: Gas Tax Funding Paving Project, (2021); deferred for further discussion.

17. Building Application, re: Shouse, (Living Quarters over Garage – Residential), #310 Old Track Road.

Motion 2021-66 Clarke/DM Moores

Be it resolved, having met all town development regulations, that Council approve the Building Application, re: Shouse, (Living Quarters over Garage – Residential), as presented and located at #310 Old Track Road.

Favour 5; Opposed 0; Carried

18. Building Application, re: Garage, does not meet the minimum requirements in the adopted Town Plan and Regulations. Council reviewed all information; application could not be approved.

Resident from #199 Old Track Road left the council meeting at 8:42 p.m.

19. Home Based Business Application: Home Office Required with travel trailer to be used at customer's location (Spray Foam Insulation), no spray foam work to be carried out at business owner's location.

Motion 2021-67 Snooks/DM Moores

Be it resolved that, having met the definition and requirements of a Home-Based Business as per Regulation 54 in the Town of Victoria's Development and attached letter, Council approve the business application as presented.

Favour 5; Opposed 0; Carried

20. 2-Letters from Property Owner #6 Dean's Road:

1) Request for reimbursement of addition water/sewer charge in 2020. Property owner charged a Vacant Land Water/Sewer Tax of \$125.00 in Jan/2020 and invoiced additional \$255.00 for a total tax of \$380.00 as per the town's 2020 Tax Structure. Information was provided identifying the property owner's travel trailer being tied into the town's services in 2019/2020 via an existing service hook-up previously installed to the vacant land prior to the new main water/sewer lines installed during the Dean's Road Water/Sewer/Rd Upgrading Project and reconnected personal travel trailer to the new service hook-up provided to the vacant land after project completion.

Motion 2021-69 Loch/Clarke

Be it resolved, having reviewed all information provided and having been compliant with the town's Tax Structure approved for 2020; Council approve to deny the request.

Favour 5; Opposed 0; Carried

2) Request to extend driveway culvert from an existing 20-feet to 25-feet.

Motion 2021-70 Clarke/Snooks

Be it resolved, Council approved a 5-feet extension onto the existing 20-feet, to a maximum of 25-feet by permit of Council and for town staff to confirm installation extension.

Favour 5; Opposed 0; Carried

21. Request for Assistance: Persalvic School assist with moving a rock for monument in school yard.

C/Loch declared a conflict-of-interest position on item #21, as per Section 207-d of the Municipalities Act 1999, (Persalvic School Employee- English School District), leaving the council meeting at 9:05 p.m.

Motion 2021-71 Clarke/Snooks

Be it resolved; Council approve to provide in-kind contribution of staff/equipment assistance as requested.

Favour 4; Opposed 0; Carried *C/Loch returned at 9:07 p.m.*

22. Privileged Information, re: Human Resources Employee 1012**Motion 2021-72 Snooks/DM Moores**

Be it resolved, due to the nature of the remaining business of Council relating to Human Resource matters, and in compliance with ATIPPA Legislation and the Municipalities Act, 1999 Section 213, Council approve to move into a privileged meeting at 9:08 p.m. to discuss the remaining items.

Favour 5; Opposed 0; Carried

- (A) Employee #1012: Discussed information provided by the Town Clerk Manager for meeting held March 24/2021; approved satisfactory.
- (B) Councillor Remuneration, 1st Quarter 2021; reviewed amount stated in the 2021 Municipal Budget, approved motion in the ratified minutes of January 19/2021 as well as other ratified minutes of Council and entitlement.

Motion 2021-73 Loch/Snooks

No members of the public remained.

Be it resolved, having dealt with the Human Resource matters, Council approve to reconvene to the regular public Council Meeting at 9:17 p.m.

Favour 5; Opposed 0; Carried

Motion 2021-74 Snooks/Loch

Be it resolved, in conjunction with Motion 2021-03 and in compliance with the NL Regulation 89/01, Municipal Councillor Remuneration and Reimbursement Regulations, 2001 under the Municipalities Act, 1999, that Council approve to pay to each eligible Councillor per elected position, the amount owing for the 1st quarter, (Jan 01- Mar 31) of 2021.

Favour 5; Opposed 0; Carried

Motion 2021-75 Snooks/Loch

Be it resolved that Council approve to pay an equal sum of the remaining remuneration balance, for two vacant Councillor's seats, for the 1st quarter (Jan 01- Mar 31) of 2021 to each eligible Councillor.

Favour 4; Opposed 1-Moores; Carried

NEW BUSINESS

23. Review of Ash's Lane Water/Sewer/Road Upgrading and Drainage. Property owner in office twice requesting information on the design Council agrees to remove the proposed ditch and substitute upgrading existing culverts on Ash's Lane.

24. Child Abuse Prevention Proclamation- April 2021**Motion 2021-76 Loch/DM Moores**

Be it resolved that Council approve for Mayor Dooley to sign the Proclamation on behalf of the Town of Victoria to recognize "April" as Child Abuse Prevention Month, 2021.

Favour 5; Opposed 0; Carried

25. Fire Dept. Bldg., re: Renovations.**Motion 2021-77 Clarke/Snooks**

Be it resolved that Council grant approval to move forward with building an extension to the Fire Hall along with other necessary renovations, utilizing the funding as stated in the 2021 Municipal Budget, Section 7.0/7.2/7.2.5.2 and further resolved to approve to advertise for the submission of Request-For-Proposals for a Design Build format, to be brought back to council for approval.

Favour 5; Opposed 0; Carried

(16) Re-tabled: Gas Tax Funding Paving Project, (2021); deferred for further discussion.

Motion 2021-78 Loch/DM Moores

Be it resolved that the Town Clerk Manager and Working Forman review and prioritize a list of roads in consideration of town road paving project and be it resolved that the Town Clerk Manager be approved to utilize the maximum amount of 2019-2024 Gas Tax Funding Allotment approved for the Town of Victoria in association with the prioritized list of roads for a Street Rehabilitation and Paving Project, (2021).

ADJOURNMENT OF MEETING

Next Scheduled Regular Council Meeting: **May 4/2021 @ 7:00 p.m.**

Motion 2021-79 Snooks/Loch

Be it resolved, the Council meeting for April 13, 2021 be adjourned at 10:11 p.m.

Favour 5; Opposed 0; Carried

Signed:

Signed:

Barry Dooley, Mayor

Shelly Butt, Town Clerk Manager

Ratified