

ATTENDANCE -

Mayor Barry Dooley
Councillor Art Kelloway
Councillor Glenn Clarke
Shelly Butt, Town Clerk/Manager

Deputy Mayor Jennifer Moores
Councillor Sharon Snooks
Councillor Dion Penney

CALL MEETING TO ORDER / WELCOME / DELEGATIONS – No Registered Delegates

Mayor Dooley called the meeting to order at 7:00 p.m.

**ADOPTION OF THE AGENDA: December 7, 2021, Addition King's Road Project, Approval / Agreement
Motion 2021-255 Clarke/DM Moores**

Be it resolved, including the additional item, Council adopt the agenda for the Regular Council Meeting of December 7, 2021, as submitted. **Favour 6; Opposed 0; Carried**

Resident from #64 Swansea Road, re: Crown Land Applications Freshwater Road, requested explanation as to why Council did not approve his CL application; Council advised the application did not provide sufficient information and encouraged the resident to reapply. TCM will submit inquiry to the Urban and Rural Planning Division for review.

MINUTES / COUNCIL MEETING: Council Minutes - November 16, 2021**Motion 2021-256 Kelloway/Snooks**

Be it resolved that Council adopt the minutes of the regular meeting of Council of November 16, 2021. **Favour 6; Opposed 0; Carried**

FINIANCIAL / COMM. / DEPT. & STAFF REPORTS

Report, Town of Victoria / Town of Salmon Cove meeting, Nov. 22, 2021.

Motion 2021-257 DM Moores/Snooks

Be it resolved that Council accept the TOV/TOSC Meeting Report of Nov. 22, 2021 as presented and further resolved to agree for the Town of Salmon Cove to set up a meeting with all government members as described in the report. **Favour 6; Opposed 0; Carried**

Victoria Volunteer Fire Department:

Councillor Penney, (member of the Victoria Volunteer Fire Dept.), declared a conflict-of-interest position as per the Municipalities Act, 1999, Section 207-1, for items #1 & #5 left the meeting at 7:59 p.m.

1. Financial Statement to Nov. 20/21.

Motion 2021-258 Clarke/DM Moores

Be it resolved that Council accept the VVFD Financial Statement to November 20, 2021, as submitted. **Favour 5; Opposed 0; Carried**

5. VVFD request to avail of unused training amount for other purchases to a maximum of \$5,000.

Motion 2021-259 Snooks/Kelloway

Be it resolved Council agree to approve for the VVFD to proceed with the purchase of items such as: an attack hose, nozzles & tips, fittings, adapters, and a portable ground monitor to a maximum not to exceed \$5000.00 **Favour 5; Opposed 0; Carried Councillor Penney returned at 8:05 p.m.**

2. VVFD Executive Officer Change Request.

Motion 2021-260 DM Moores/Snooks

Be it resolved that Council approve the proposed Executive Officer changes, with the stipulation, the changes must be submitted and approved by the Fire and Emergency Service Division. **Favour 6; Opposed 0; Carried**

3. VVFD - Request for better dialogue with Council. Mayor was talking to Chief and wants the Executive to meet with Council. Discussed, with unanimous agreement to wait until such time the VVFD Election of officers has taken place to set up a meeting.

4. VVFD Minutes – Sept & Oct 2021 meetings.

Motion 2021-261 DM Moores/Snooks

Be it resolved that Council adopt the minutes of the regular meeting held by the Victoria Volunteer Fire Department for the months of September and October 2021.

Favour 6; Opposed 0; Carried

Bill/Accounts, Payroll & General Bank Reconciliation – October 2021

• Bill/Accounts \$37,143.03 & Payroll \$14,923.91

Councillor Kelloway, being a member of the Victoria Heritage Society, declared a conflict-of-interest position on bills #1 as per the Municipalities Act, 1999, Section 207-1, left the meeting at 8:15 p.m.

Reimbursement of Expenses - \$4,524.34

Motion 2021-262 Snooks/Clarke

Be it resolved that Council approve to pay bill #1-Goods/Services for \$4,524.34.

Favour 5; Opposed 0; Carried C/Kelloway returned at 8:16 p.m.

Councillor Penney, being a member of the Victoria Volunteer Fire Dept., declared a conflict-of-interest position on bills #2 - #7 as per the Municipalities Act, 1999, Section 207-1, left the meeting at 8:17 p.m.

Motion 2021-263 Snooks/Clarke

Be it resolved that Council approve to pay invoices from #2 to #7, totalling \$8,300.41

Favour 5; Opposed 0; Carried C/Penney returned at 8:19 p.m.

Remaining Bills/Accounts & Payroll Nov. 7 - 27, 2021

Motion 2021-264 Snooks/DM Moores

Be it resolved that Council approve the remaining Bills totalling \$41,653.69 and Payroll from November 7-27, 2021 for \$14,923.91 as presented.

Favour 6; Opposed 0; Carried

Town Clerk's Report: Dated Nov. 15 – Dec. 4, 2021

Motion 2021-265 Penney/ Snooks

Be it resolved, Council approve the Town Clerk Manager's Action Report for Nov. 15 – Dec. 4, 2021, as submitted.

Favour 6; Opposed 0; Carried

Permit Registry

Motion 2021-266 Snooks/DM Moores

Be it resolved, Council approve permits issued from Oct 21-Nov12, 2021 #392-#399, pending work is conducted in compliance with the details of the application, the Town of Victoria's Municipal Plan & Development Regulations and any other applicable policies, regulations or stipulations if attached.

Favour 6; Opposed 0; Carried

Ash's Lane Project, re: Road Flooding Problems, immediate action required. Council agreed culverts must go back in Ash's Lane as soon as possible and to achieve a permanent solution to manage flooding in this area. Ditching and land expropriation are available options, if deemed necessary. C/Kelloway asked for council to consider allowing him the opportunity to speak to the property owner to discuss his own plans for a proposed road through the land, along with all other avenues available to Council, but only used as a last resort if consensus not be reached.

Motion 2021-267 Kelloway/Snooks

Be it resolved Council approve to grant Councillor Kelloway one week to speak to the property owner of #23-29 Ash's Lane to outline the remedy to put culverts back in Ash's Lane and that Council will approve to construct a



ditch for the property owner's proposed road to the brook as per his own design at no cost and further resolved that Council has agreed to expropriate 20' of land to complete the original designed/approved scope of work.

Favour 6; Opposed 0; Carried

Noted: 2-culverts installed to help with draining the Yellow Mash Bog has not alleviated the flooding in that area, was suggested they be removed and replaced with a wooden bridge over the brook; consensus was not reached on this suggestion.

CORRESPONDENCE FOR ACTION

1. Request For Approved Leave-of-Absence, re: Councillor Layden.

Motion 2021-268 Penney/Kelloway

Be it resolved that Council approve a paid leave of absence for a minimum of 3-month.

Favour 6; Opposed 0; Carried

2. Dept of Transportation & Infrastructure, re: Remaining Unallocated MYCW Funding. MAPA is encouraging the town submit a project to utilize funding, Provincial Portion is \$103,761.00 with a deadline of Jan. 7/2022. TCM stated water/sewer projects are 90/10 & the best options, buildings new/improvements are 60/40, road improvements are 50/50. Suggested upgrading Old Salmon Cove Road from Lagoon to Salmon Cove & installing a hydrant at Persalvic School in case of an emergency. Add Emergency Plan review to the agenda.

3. Avalon North Wolverines Search & Rescue, Donation Request. Deferred for further review.

4. 3-Year Solid Waste & Recycling Collection/Disposal Tender Results.

3 Tenders received, 1-withdrawal, therefore disqualified. Presented the remaining 2-tenders for consideration: Around the Bay Disposal - \$361,836.00 & Provincial Ready-Mix Inc. \$315,033.58.

Motion 2021-269 Penney/Clarke

Be it resolved that, having met the solid-waste tender specification, Council accept the 3-Year Tender from Provincial Ready Mix for a total cost of \$315,033.58.

Favour 6; Opposed 0; Carried

5. FCM Funding Approval of up to \$48,000 with Council having pledged \$12,000 for a total of \$60,000.

Motion 2021-270 Moores/Snooks

Be it resolved that Council to accept the approved FCM Funding amount of \$48,000 & further resolved to commit their required contribution of \$12,000 as part to the original funding application requirements.

Favour 6; Opposed 0; Carried

6. OHS - 3rd Party Investigation Quotes, (2 Received). Due to the privacy nature of this business involving town staff, Council agreed to deem this item as Privileged Information and dealt with after all other business on the agenda concluded in an In-Camera Meeting.

~~7. King's Road Project Approval, MYCW. Mayor Dooley declared a conflict-of-interest position as per Section 207.1 noting personal services connected to King's Road & affected by these project upgrades; noted to leave the meeting at 9:34 p.m.~~

Motion 2021-271 Snooks/Kelloway

Be it resolved that, we the Ultimate Recipient, the Town of Victoria, accept the cost-shared funding as outlined in the Dept. of Transportation and Infrastructure project approval letter dated December 6, 2021, Project #17-MYCW-22-00045, King's Road Water Line Upgrades to Existing Infrastructure with a total project value of \$376,179.20 and resolved, this Council agrees to provide the Ultimate Recipient share value of \$34,109 in funding for this project and further resolved to authorize the Deputy Mayor and Town Clerk Manager to enter into a funding agreement with the Department of Transportation and Infrastructure on behalf of the Town of Victoria.

Favour 5; Opposed 0; Carried Mayor Dooley returned at 9:39 p.m.

CORRESPONDENCE FOR INFORMATION/DISCUSSION

1. Eastern Regional Service Board Election Results, C/Glenn Clarke was the successful candidate.
2. Water Resources Management & Climate Change Director, re: Request to provide necessary assistance to consultant's representatives for conducting Climate Change Flood Risk Mapping Study for Victoria.
3. Water Resources Management Division, re: Spring 2021 Drinking Water Quality Data – Excellent. Complete information available online at <https://www.gov.nl.ca/ecc/waterres/quality/drinkingwater/chemical/>
4. Drinking Water Safety Action Plan Consultations, open to Municipalities, Residents & Stakeholders. Feedback can be provided during virtual consultation, link <https://www.gov.nl.ca/ecc/waterres/quality/drinkingwater/chemical/>
5. BILL-22, An Act Respecting Off-Road Vehicles; noted Bill-22 not passed as of the date of this meeting.
6. Highway Operations Div., DOTW, re: Approval of Site-Specific Safety Plan (SSSP) 2021-22. Notified Concord Paving Ltd. of approval, with a copy ready for pickup.
7. Victoria Recreation Commission Flyer, re: Introduction of Members. Victoria Recreation Commission, request to use remaining funding for 2 pieces of equipment.

Motion 2021-272 DM Moores/Penney

Be it resolved that Council approve for the Recreation Commission to spend to a maximum of \$5,000.00 including taxes/shipping for the purchase of two pieces of playground equipment.

Favour 6; Opposed 0; Carried

NEW BUSINESS

- Town Hall Christmas Lighting review. Sentiments were exchanged for all input and ideas, etc. Thank-you letters to be issued to Newfoundland Power Inc for donation of 5-sets of coloured LED lights and to Kelly Loch for assisting with music/singing.
- Victoria Memorial Library Board, re: Request for meeting with Mayor. List of renovations, upgrades and OHS deficiencies.
- Municipal Come Home Year Celebration Grant. TCM advised an application was submitted to re-shingle the roof of the VRC Bldg. Cultural Economic Development Program still available and the Civic Functions Comm will review and submit an application. Notable mentions: Recreation Bldg. sewage lift-station; no discussion.
- Property Owner located at #165 Highway East contacted a few councillors and staff regarding a waterline break several times, staff verified leak was not detected on the town's side. C/Kelloway advised that he looked in the culvert and water is running inside the culvert going east in the ditch. Situation will continue to be monitored for verification if there is a waterline break or natural water run-off.

Finance Committee Report, Friday, December 3, 2021 & item #6, re: OHS 3rd Party Investigation Requirement. Items deemed of a privacy nature with an In-Camera Meeting required.

Motion 2021-273 DM Moores/Clarke

Be it resolved, due to the nature of the remaining items on the agenda relating to Human Resources business and in compliance with ATIPPA Legislation, Council approve to convene into a In-Camera Meeting at 9:45 p.m.

Favour 6; Opposed 0; Carried

Motion 2021-274 Snooks/Kelloway

Be it resolved, having dealt with all items deemed of a privacy nature, Council agree to reconvene into a regular meeting at 10:07 p.m.

Favour 6; Opposed 0; Carried

Motion 2021-275 Snooks/DM Moores



Be it resolved that Council approve the recommendation from the Finance Committee relating to Christmas incentives for Council/Staff/VVFD Members and be it further resolved to close for Christmas holidays from Dec. 24, 2021 - Jan 3, 2022. **Favour 6; Opposed 0; Carried**

OHS 3rd Party Investigation quotes, previously review by Council.

Motion 2021-276 Clarke/Penney

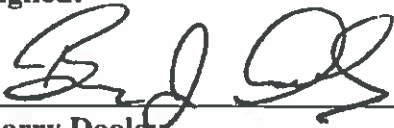
Be it resolved that Council accept the quote received from Mr. Yetman to conduct a 3rd Party Investigation as required by the Occupational Health and Safety Division and request work to commence as soon as possible. **Favour 6; Opposed 0; Carried**

ADJOURNMENT OF MEETING

Motion 2021-277 Kelloway/Penney

Be it resolved the Council meeting for December 7, 2021, adjourn at 10:11 p.m. and Council to meet for their next regular meeting on January 18, 2021 @ 7:00 p.m. **Favour 6; Opposed 0; Carried**

Signed:



Barry Dooley
Mayor

Signed:



Shelly Butt
Town Clerk/Manager

