

ATTENDANCE –

Mayor Barry Dooley
Councillor Sharon Snooks
Councillor Art Kelloway
Councillor Dion Penney

Deputy Mayor Jennifer Moores
Councillor Jim Layden - *Regrets*
Councillor Glenn Clarke
Shelly Butt, Town Clerk/Manager

CALL MEETING TO ORDER / WELCOME / DELEGATIONS

Registered Delegates: Resident of #64-66 Swansea Road and resident of #54 Swansea Road

ADOPTION OF THE AGENDA: June 14, 2022.

No additions or deletions to the agenda

Motion 2022-129 Kelloway/Penney

Be it resolved Council adopt the agenda as presented for the Regular Council Meeting of 06/14/2022.

Favour 6; Opposed 0; Carried

MINUTES / COUNCIL MEETING / OTHER MEETING MINUTES / May 24, 2022:

Minutes re: Regular Council Meeting of May 24, 2022.

Motion 2022-130 Snooks/Penney

Be it resolved that Council adopt the minutes of the regular meeting of Council of May 24, 2022, as presented.

Favour 6; Opposed 0; Carried

Mayor Dooley asked for an update of what transpired at the Privileged Meeting called Saturday, June 4/22.

Privileged Meeting called. *Delegates were dismissed as per the Municipalities Act, 1999 Section 213.2.*

Motion 2022-131 Snooks/DM Moores

Be it resolved Council convene into a privileged meeting at 7:11 p.m. for an update on the privileged meeting held June 4, 2022.

Favour 6; Opposed 0; Carried

C/Clarke left the meeting at 7:52 p.m. due to illness.

Call For Regular Meeting to Reconvene

Delegates were recalled to the meeting

Motion 2022-132 DM Moores/Kelloway

Be it resolved; Council approve to reconvene to the regular public Council Meeting at 8:55 p.m.

Favour 5; Opposed 0; Carried

Mayor Dooley, on behalf of Council, informed both delegates that the Stop-Work Order issued May 30/22 stays in effect with the amendment issued on June 4, 2022. It was reiterated that no industrial activity is permitted on the property as identified in a residential zone and in compliance with the town's plan and development regulations. Council agreed to allow to the owner/operator to park all heavy/industrial equipment used for the purposes of Hennessey's Excavating at #64-#66 Swansea Road, can start-up the said equipment and leave for off-site work, may complete minor repairs at this location, and no screening operation, no excavating, or any type of construction activities can take place at #64-#66 Swansea Rd until further notice and comes into immediate effect to the owner/operator of Hennessey's Excavating. Council further agreed to give Mr. Hennessey until 01/01/2023 to find an alternative location to operate Hennessey's Excavating business in the correct zoned area within the boundaries of Victoria before the business application can be considered.

(TCM advised Council their decision contravened their adopted town plan and development regulations, (Schedules A-Definitions, B-Classification Of Uses, & C-Residential Zone) & Sections of Urban & Rural Planning Act, 2000)

Privileged Meeting May 28/2022**Motion 2022-133- PM 05-28-2022 DM Moores/Snooks**

Be it resolved Council agree to issue the Stop Work Order as reviewed, revised and sanctioned at the Privileged Meeting held Saturday, May 28/2022, to be delivered to owner/operator of Hennessey's Excavating at 64-66 Swansea Road by a legal document server on Monday, May 30, 2022.

Favour 5; Opposed 0; Carried

Privileged Meeting June 4/2022**Motion 2022-134- PM 06-04-2022 DM Moores/Penney**

Be it resolved that it is the decision of Council that heavy equipment used by Hennessey's Excavating can park at 64-66 Swansea Road, can start-up the said equipment and leave for off-site work, may complete minor repairs at this location, and resolved no screening operation, no excavating, or any type of construction activities can take place at 64-66 Swansea Rd until further notice and further resolved this notice is to be issued immediately to the owner/operator of Hennessey's Excavating. **Favour 5; Opposed 0; Carried**

1st Forest Pond Water Quality Ad-hoc Committee Minutes May 26/22.

Motion 2022-135 DM Moores/Snooks

Be it resolved Council acknowledge and accept the 1st Forest Pond Water Quality Ad-hoc Committee Minutes recorded May 26/22. **Favour 5; Opposed 0; Carried**

FINIANCIAL / COMM. / DEPT. & STAFF REPORTS

Bill/Accounts \$32,830.18 & Payroll \$16,396.03

A/P Invoices Victoria Volunteer Fire Dept. itemized from #1 - #7

Councillors Penney, (Captain/Member - Victoria Volunteer Fire Dept.), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1, for listed, leaving the meeting at 9:00 p.m.

Motion 2022-136 DM Moores/Kelloway

Be it resolved, Council approve payment of the accounts payable invoices incurred by the VVFD, listed as #1-#7, for \$2,343.53. **Favour 4; Opposed 0; Carried C/Penney returned at 9:02 p.m.**

Councillor Kelloway, (member - Victoria Heritage Society), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1, for listed item #8, leaving the meeting at 9:02 p.m.

Victoria Heritage Society, re: Operates Heritage Park, re: 76 NL Power Inc. Heritage Fire Hall/Park totalling \$104.32.

Motion 2022-137 Snooks/Penney

Be it resolved Council approve payment of accounts payable invoice #8, incurred by the VHS totalling \$104.32.

Favour 4; Opposed 0; Carried C/Kelloway returned at 9:03 p.m.

Remainder of Accounts Payables, \$30,382.33 listed #9-#28 & #29. Payroll/May15 – June 4, 2022, \$16,396.03.

Motion 2022-138 Snooks/DM Moores

Be it resolved Council grant approval to pay the remaining accounts payable invoices listed #9-28 totalling \$38,014.64 and approve payroll for May15 – June 4, 2022, for \$16,396.03 as presented.

Favour 5; Opposed 0; Carried

Come Home Year Ad-Hoc Committee Report, re: 3rd Meeting May 30,2022.

Motion 2022-139 Snooks/Kelloway

Be it resolved Council accept the 3rd CHY Committee Report from May 30,2022, as presented, including all recommendations. **Favour 5; Opposed 0; Carried**

Town Clerk's Report: Dated May 24 – June 10, 2022. *Reviewed in detail*

Motion 2022-140 DM Moores/Snooks

Be it resolved, Council approve the Town Clerk Manager's Action Report for May 24 – June 10, 2022, as submitted. **Favour 5; Opposed 0; Carried**

Working Foreman's Report: Dated May 24-June 10, 2022. *Reviewed in detail*

Motion 2022-141 Snooks/DM Moores

Be it resolved, Council approve the Working Foreman's Report for May 24-June 10, 2022, as submitted.

Favour 5; Opposed 0; Carried

Permit Registry #443 -#452 *Reviewed in detail*

Motion 2022-142 Snooks/Penney

Be it resolved, Council approve permit #443-#452 as issued, pending work is conducted in compliance with details of the application/permit, the Town of Victoria's Municipal Plan & Development Regulations and any other applicable policies, regulations, or stipulations, if attached. **Favour 5; Opposed 0; Carried**

CORRESPONDENCE FOR ACTION

1. Re-tabled: No Idling Policy (Draft), in consideration of review and subsequent approval.

Motion 2022-143 DM Moores/Penney

Be it resolved Council adopt the No Idling Policy, to come into effect immediately with memo issued that the Working Foreman review with all staff operating town vehicles/heavy equipment/other fuel driven equipment and further all staff operation equipment to sign for knowledge. **Favour 5; Opposed 0; Carried**

2. Residential Complaint of Industrial/Commercial Business at 64-66 Swansea Rd; previously addressed in meeting.

3. Development Application, re: Business Application, Hennessey's Excavating 64-66 Swansea Rd. Mayor Dooley reiterated that no active was to take place at this residential property. The application was deferred until an alternate location is proposed within the correct zone in the boundaries of Victoria.

4. Development Application, re: Backfilling Land 64-66 Swansea Road, (Applicant stated work was ongoing already for 22 years without a permit). TCM requested applicant to provide more written details of scope of work, but no reply received and as a result, town staff could not check out the development for this meeting. The application was deferred until detailed scope of work is received for review.

5. Development Application, re: 298B Old Track Road, Remove grubbed material. Council agreed more information was required: i.e.: What is being developed on the land, why material needs to be removed and how it will be removed. Application Deferred until necessary information was received for consideration.

6. Business Closure Notice, re: D&J Taxi Services, effective March 2022.

Motion 2022-144 Snooks/Penney

Be it resolved Council accept the Business Closure Notice from D&J Taxi Service and resolved to close account once 2022 Business Tax is paid in full. **Favour 5; Opposed 0; Carried**

7. Building Application, re: Commercial Greenhouse, Jack's Nursery & Garden Center at 45A Church Road.

Motion 2022-145 Snooks/DM Moores

Be it resolved, having met the town's development regulations, and all buildings not exceeding 33% of entire lot, Council approve the Commercial Greenhouse application as presented. **Favour 5; Opposed 0; Carried**

8. Beacon Accounting, re: Letter of Engagement to complete the town's Municipal Audit to Dec. 31, 2021.

Motion 2022-146 Snooks/Penney

Be it resolved Council engage the services of Beacon Accounting to complete an Audit of the town of Victoria's Financial position to year end December 31, 2021. **Favour 5; Opposed 0; Carried**

9. Municipal Infrastructure, re: Funding Approval Lt – Prj #17-MCW-23-00015, What Caused the Blue-Green Algae Bloom in Forest Pond, (BGAB) Study. Noted: MAPA advised should Victoria received approval for MYCW project in future years, this approved amount will be deducted from the allocation.

Motion 2022-147 DM Moores/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 June 01, 2022, Project #17-MCW-23-00015, What Caused the Blue-Green Algae Bloom in Forest Pond Study with a total project value of \$50,000.00 and resolved, this Council agrees to provide the Ultimate Recipient share value of \$4,534.00 in funding for this project and further resolved to authorize the Mayor, DM and Town Clerk Manger 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

10. Victoria Recreation Commission, request to reallocate funds & cost of dugout to be reviewed.

Motion 2022-148 DM Moores/Kelloway

Be it resolved Council approve to move \$1,047.50 from the proposed cost of netting for softball diamond in VRC's approved 2022 Grant to offset increase in ballfield maintenance package.

Favour 5; Opposed 0; Carried

10.b. Cost to construct new dugout, (replacement of dugout damaged in windstorm 2021).

Motion 2022-149 Kelloway/Snooks

Be it resolved that Council agree to utilize funds allocated for buildings within the 2022 Municipal Budget for the construction of one dugout for the Recreation Ballfield and further resolved the Victoria Recreation Comm. shall include such items within their yearly grant request for financial assistance, with the minimum of 3-quotes for all items included with any financial requests to Council.

Favour 5; Opposed 0; Carried

11. Omiachi Farm, #470 Swansea Rd, re: Building Applications to erect 3-structures, (a 30'x30' wooden structure, a 10'x16' storage shed & a 8'x28' trailer) these buildings are part of the farm development in a Rural Zone. Digital Gov. & Service NL Fire & Life Safety approved.

C/Penney declared a conflict-of-interest position on the matter, (brother-in-law of applicant), and left the council meeting at 9:50 p.m. before discussion took place.

Motion 2022-150 Snooks/DM Moores

Be it resolved, that having met the town development regulations, Council approve the building applications for a 30'x30' wooden structure, a 10'x16' storage shed & a 8'x28' trailer to be constructed on Omiachi Farm.

Favour 4; Opposed 0; Carried C/Penney returned at 9:54 p.m.**CORRESPONDENCE FOR INFORMATION/DISCUSSION**

1. Invitation to Mayor, Memorial Day Service on July 1st at 11:00 a.m. in Carbonear; representative unavailable.
2. Invitation for Council Representative, re: Victoria Army Cadets Year End Ceremonial Review; date passed.
3. Dept. of Transportation & Infrastructure, MI, Information Circular, re: Deadline Reminder-Federal Budget 2022 ICIP Commitment is June 10/2022
4. Town Areas/Buildings re: Re-opening to public and COVID19 health restriction requirement. C/Kelloway asked about restrictions; discussed and Council agreed each organization to use own discretion.

NEW BUSINESS

- ~~1. C/Clarke, Trio Benefits & PMA Convention Review Gander June 8-10, 2022; not in attendance.~~
2. Fire Protection beyond Agriculture Bridge Swansea Road. C/Penney asked if Council would provide fire protection to residences beyond the agriculture bridge and around the pond. C/Penney said the department could provide fire services to most of the western side of Job's Pond, (not eastern). Ideas of pumping from Job's Pond and the possibility of installing a dry hydrant could be a possibility.
3. TOSC water agreement future discussions, Fire Department & Budgets. TCM can request a copy of 2022 Budget from TOSC. TOSC open to future talks regarding fire departments, etc.

ADJOURNMENT OF MEETING


Next Scheduled Council Meeting: July 12, 2022

Motion 2022-151 Snooks/Kelloway

Be it resolved Council approve the regular council meeting adjourn at 10:12 p.m.

Favour 5; Opposed 0; Carried

Signed:


Barry Dooley
Mayor

Signed:


Shelly Butt
Town Clerk/Manager