

ATTENDANCE -

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

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

CALL MEETING TO ORDER / WELCOME / DELEGATIONS (2 Registered).

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

ADOPTION OF THE AGENDA: May 28, 2024**Motion 2024-119 Penney/Layden**

No additions, deletions, or deferrals

Be it resolved Council adopt the agenda for the Regular Council Meeting of May 28, 2024, as presented.

Favour 7; Opposed 0; Carried

#1: Resident #5 Hillview Drive, re: Snow Clearing Private Driveway concern. Provided information about snow-clearing during the past winter in driveway on Hillview Drive. Requesting damage claim be revisited: resubmitted to the Public Works Committee for review.

#2: Property Owner #24-38 King's Road, re: snow clearing damage claim to fence.

Councillor Kelloway stated that because the matter set before the council was a new damage claim, feels he is not in conflict on the subject matter however, requested Council to decide as per the Municipal Conduct Act, Section 6.5.

C/Kelloway left the meeting at 7:15 p.m.

Motion 2024-120 Layden/Snooks

Be it resolved, as per the Municipal Conduct Act, Section 6.5, Council deem Councillor Kelloway not in a conflict-of-interest on the subject matter set before the Council.

Favour 3; Opposed Dooley, Moores & Penney; Tied Vote

As per Municipal Conduct Act, Section 6.7 C/Kelloway deemed in conflict.

Finance Committee presented item #4 relating to Property Damage Claim 24-38 King's Road only at this time.

Motion 2024-121 DM Moores/Layden

Be it resolved Council agree for the Finance Committee to present item #4 of their report dated April 26, 2024, and resolved to approve the recommendation of the finance department that due to this being a new claim, the old claim was closed in due process through the courts that the claimant was awarded \$1 for that damage and citing that no repairs have since been completed, denying this new claim for damages and acknowledging, the resident is still making claim to the old fence that was previously claimed and settled through the courts and, further noting all residents have the right to appeal any council decision through the Appeal Process as described in the Urban and Rural Planning Act, 2000.

Favour 5; Opposed 1 (Layden); Carried *C/Kelloway returned at 7:35 p.m.*

Noted: In the event the Council is summoned to provincial court regarding this decision, it was agreed to avail of Stewart McKelvy Law for representation.

MINUTES / COUNCIL MEETING / OTHER MEETING MINUTES / May 7, 2024**Motion 2024-122 Snooks/Layden**

Be it resolved Council adopt the minutes for the Regular Council Meeting of May 7, 2024, as presented.

Favour 7; Opposed 0; Carried

FINIANCIAL / COMM. / DEPT. & STAFF REPORTS

1. Bill/Accounts \$37,571.29 & 1.b Payroll April 28 -May 18, 2024: \$12,504.94

1.a: Invoices #1 - #7, re: Victoria Volunteer Fire Department.

C's Layden/Penney (VVFD members), declared a conflict of interest as per NL2021 Chapter M-20.01 Municipal Conduct Act, Sections 5 & 6, re: accounts payable invoices #1 - #7 & left the meeting chambers at 7:40 p.m.

Motion 2024-123 Snooks/Clarke

Be it resolved, Council approve payment of the accounts payable invoices incurred by the VVFD, listed #1-#7 for expenses, totalling \$6,766.78.

Favour 5; Opposed 0; Carried *C's Layden/Penney returned at 7:42 p.m.*

1.b Invoice #8 & #17 – Accommodation Expense, re: MNL Symposium, Gander, NL & ERSB Garbage Collection Services, (3-weeks May 16, 23 & 30, 2024).

C/Clarke, (Associated Travel Expense to MNL 2024 Municipal Symposium & ERSB member), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Sections 5 & 6 for invoices #8 & #17; left meeting at 7:42 p.m.

Motion 2024-124 Snooks/Layden

Be it resolved Council approve payment for accounts payable invoices #8, re: Accommodation Expense, re: MNL Symposium, Gander, NL for \$686.55 and resolved to pay invoice #17, re: ERSB Garbage Collection Services, for \$10,132.44. **Favour 6; Opposed 0; Carried** *C/Clarke returned at 7:44 p.m.*

1.c: Invoices, #9 - #16 & #18 - #23 & Payroll (#24) Dates: 04/28/24 – 05/18/24.

Motion 2024-125 Penney/Kelloway

Be it resolved Council approve to pay the payable invoices listed #9 -#16 & #18 - #23 totalling \$19,985.52 and resolved to approve item #24, re: Payroll 04/28/24 – 05/18/24 for \$12,504.94. **Favour 7; Opposed 0; Carried**

2. Public Works Committee Report, May 2024

Motion 2024-126 Kelloway/Layden

Be it resolved Council accept the Public Works Committee Report for May 10, 2024, as presented, and resolved to approve the recommendations therein and further resolved to issue a Request For Proposals once a project has been developed. **Favour 7; Opposed 0; Carried**

3. Finance Committee Report, April 19, 2024, items #1, #2 & #3.

Motion 2024-127 DM Moores/Kelloway

Be it resolved Council accept the Finance Committee Report for April 19, 2024, items #1, #2 & #3, as submitted. **Favour 7; Opposed 0; Carried**

FCR Item #1; reviewed with details provided of the town financial position to March 2024.

FCR Item #2

Motion 2024-128 DM Moores/Kelloway

Be it resolved Council approve to write off \$7,064.29 of the arrears as known on April 26, 2024, for Account #110681 and further resolved to make a tax agreement to pay the remaining balance. **Favour 7; Opposed 0; Carried**

FCR Item #3

Motion 2024-129 DM Moores/Layden

Be it resolved Council approve the list of Volunteer Groups provided by the Civic Functions Committee and further resolved to approve a \$200.00 donation to each group in recognition of Volunteer Appreciation Week 2024. **Favour 7; Opposed 0; Carried**

Discussed striking a Special Events Committee to conduct Council events throughout the year.

4. MNL Spring Symposium Information, (May 1st – 3rd, 2024). Councillor Clarke provided a verbal report on list of topics discussed during the 2024 MNL Symposium.

5. Town Clerk's Report: Dated May 5 - 24, 2024.

Motion 2024-130 Layden/Penney

Be it resolved Council approve the Town Clerk's Report: Dated May 5 - 24, 2024, as submitted. **Favour 7; Opposed 0; Carried**

6. Working Foreman's Report: Dated May 5 - 24, 2024.

Motion 2024-131 Snooks/Clarke

Be it resolved Council approve the Working Foreman's Report: Dated May 5 - 24, 2024, as submitted. **Favour 7; Opposed 0; Carried**

7. Permit Registry to May 23, 2024, #688 - #705

Motion 2024-132 Clarke/Penney

Be it resolved, Council approve permits #688 - #705 pending business/work is completed/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 attached. **Favour 7; Opposed 0; Carried**

CORRESPONDENCE &/OR OTHER ITEMS FOR ACTION

8. Development Application, re: Excavation/Leveling Swansea Road. (Other information provided at mtng)

Motion 2024-133 Clarke/Kelloway

Be it resolved, Council approve the development application pending the stated work is completed/conducted in compliance with details of the application/permit, the Town of Victoria's Municipal Plan & Development Regulations and any other applicable policies, regulations, and further resolved, all work shall be completed not to exceed 30-calendar day from the date the permit is issued. **Favour 7; Opposed 0; Carried**

9. Development Application, (re-tabled): New Business, Church Road. (Other information provided at mtng)

Motion 2024-134 Kelloway/Layden

Be it resolved, Council approve the development application, (new business), pending the business/work is completed/conducted in compliance with details of the application/permit, the Town of Victoria's Municipal Plan & Development Regulations, any other policies, regulations applicable under any Provincial Government Dept. or Agency and further resolved, all work shall be conducted within the Rural Zone/Area of the owner's property. **Favour 7; Opposed 0; Carried**

10. Email re: Excavation/Digging/Soil Removal Permit issued Property on OTR.

Mayor Dooley declared a conflict-of-interest as per N12021 Chapter M-20.01, Municipal Conduct Act, Section 6. Conflict of interest re: councillors leaving the meeting at 9:09 p.m. DM Moores presided as chair for this item. Council discussed the context of email, and confirmed the permit was issued legitimately in compliance with the town's adopted Municipal Development Regulations. *Mayor Dooley returned at 9:22 p.m. assuming chair of the meeting.*

11. Carbonear Collegiate, re: Donation Request in Support of 2nd Annual Safe Grad Night.

C/Penney declared a conflict-of-interest as per the Municipal Conduct Act SNL2021 Chapter M-20.01 An Act Respecting The Conduct Of Municipal Officials Sections 5, (close family relative graduating in the Class of 2024) & left the meeting at 9:24 p.m.

Motion 2024-135 Clarke/Snooks

Be it resolved Council approve the donation request from Carbonear Collegiate for \$100.00 in Support of Annual Safe Grad Night. **Favour 6; Opposed 0; Carried** *C/Penney returned 9:25 p.m.*

12. Proclamation: Early Childhood Educators' Week 2024

Motion 2024-136 Snooks/Kelloway

Be it resolved Council acknowledges Early Childhood Educators' Week 2024, and hereby authorizes Mayor Dooley to sign the Proclamation for 2024 on behalf of the Town of Victoria. **Favour 7; Opposed 0; Carried**

13. Information/Quote: Remote Chlorine Motoring System.

Motion 2024-137 Clarke/Snooks

Be it resolved, Council accept and approve the quote received from K & D Pratt to supply and commission a remote monitoring system, not including minor connection wiring, at the cost not to exceed \$7,157.00.

Favour 7; Opposed 0; Carried

14. Damage Claim. Re: Property Baldwin's Road; referred to Finance Committee for review/recommendation to Council.

15. ERSB, re: Volunteer Community Cleanup Event.

Motion 2024-138 Layden/DM Moores

Be it resolved, Council approve to obtain a separate dumpster, if necessary, for the collection of garbage around town.

Favour 7; Opposed 0; Carried

CORRESPONDENCE & INFORMATION FOR REVIEW/DISCUSSION

16. Circular, re: Dept. of Transportation & Infrastructure, COR/2024/05066.

17. MRON, re: Solicitation of Support Against Prov. Cutbacks To Services.

18. MAA, Subject: Assessment Roll for Tax Year 2025

19. Community Connection Visit, CBN Invitation.

20. Province Wide Radio System, (PWRS) Information. VVFD completed application.

NOTICE OF MOTION – Brought forward from RCM May 7, 2024.

21. Strike an Ad-Hoc Council Committee For The Development of Regionalizing Services With Other Surrounding Municipalities.

Motion 2024-139 DM Moores/Snooks

Be it resolved that Council agree to strike an Ad-Hoc Council Committee, for the sole purpose of discussing the possibilities of regionalizing some common municipal services with other municipalities in the surrounding area and to consist of the Mayor and Deputy Mayor from each participating municipality. **Favour 7; Opposed 0; Carried**

Mayor Dooley provided a verbal report on a meeting held with Deputy Mayor Moores and the TOSC Mayor/Deputy Mayor. Topics Discussed: Shared Fire Services, noting no official agreement in place between TOV/TOSC. Possibility of sharing Recreational Activities/Areas. Combining other similar special-events such as parades and other celebratory events that take place throughout the year in each town.

GENERAL / NEW BUSINESS:

Renew Flower Planters, etc.

PRIVILEGED INFORMATION: Benson Buffett, ATIPP/OIPC Information and Human Resources –VVFD-C

Motion 2024-140 Penney/Kelloway

Be it resolved; Council approve to convene into a Privileged Meeting at 10:15 p.m. **Favour 7; Opposed 0; Carried**

Motion 2024-141 Clarke/Kelloway

Be it resolved; Council approve to reconvene into a Regular Meeting at 10:36 p.m. **Favour 7; Opposed 0; Carried**

C/Clarke, (closely affiliated with person/s being legally represented), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Sections 5 & 6, leaving the meeting at 10:36 p.m.

Motion 2024-142 DM Moores/Penney

Be it resolved Council agrees to contact Stewart McKelvey Law, St. John's, to seek legal advice and to represent the Town of Victoria on the subject matter. **Favour 6; Opposed 0; Carried** *C/ Clarke returned at 10:40 p.m.*

Council agreed for to place large flowerpots in the same locations as 2023. VVFD Extra Insurance Coverage; passed to Finance Committee for review.

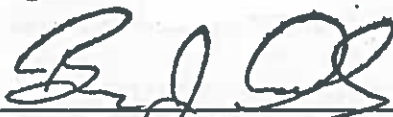
ADJOURNMENT OF MEETING

Next Council Meeting: June 18, 2024

Motion 2024-143 Snooks/Layden

Be it resolved, having addressed all approved agenda items, the Council meeting adjourn at 10:47 p.m. **Favour 7; Opposed 0; Carried**

Signed:



Barry Dooley
Mayor

Signed:



Shelly Butt
Town Clerk/Manager