

Town of Carbonear
Regular Council Meeting, June 22 2021
Minutes of a regular meeting of the Council of the Town of Carbonear
Electronic meeting (Zoom webinar), June 22nd, 2021 at 5:30pm

Members Present: Mayor Frank Butt
Deputy Mayor Chris O'Grady
Councillors Danielle Doyle
Ray Noel
Vic Jenkins
Amanda Dowden
David Kennedy

Also Present: CAO Cynthia Davis
Town Clerk Cathy Somers
Director of Operations & Public Works Ian Farrell
Director of Recreation Rob Button
EDTO Kerri Abbott

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1. Calling of Meeting to Order
Mayor Butt called the meeting to order at 5:30 pm and welcomed everyone to the meeting. Several participants are registered for today's virtual meeting of Council.

2. Adoption of the Agenda for June 22, Regular Meeting
Town Clerk asked if the following items could be added to the Agenda which she received after the Agenda was sent out on Friday to Council:

- 7d) ATV Committee Report
9b) Capital Invoices
Carbonear Swimming Pool Change Room Renovations
Can-Am Platforms, Progress Claim # 6, Invoice #8361 \$5,907.15
Can-Am Platforms, Progress Claim # 7, Invoice #8374 \$36,000.36
12a) Notice of Motion, Town of Carbonear Recreation Vehicles Regulation
2021

Motion 21-199 R. Noel / D. Doyle

Resolved to add the following items to the agenda of the June 22, 2021 Regular Meeting of Council:

- 7d) ATV Committee Report
9b) Capital Invoices
Carbonear Swimming Pool Change Room Renovations
Can-Am Platforms, Progress Claim # 6, Invoice #8361 \$5,907.15
Can-Am Platforms, Progress Claim # 7, Invoice #8374 \$36,000.36
12a) Notice of Motion, Town of Carbonear Recreation Vehicles Regulation
2021

Favour 7; Opposed 0; **Carried**

Motion 21-200**C. O'Grady / A. Dowden**

Resolved to adopt the agenda of the June 22, 2021 Regular Meeting of Council as amended.

Favour 7; Opposed 0; **Carried**

3. Adoption of the minutes

a) Regular Meeting – June 8, 2021

Motion 21-201**D. Kennedy / V. Jenkins**

Resolved to adopt the minutes of the June 8th, 2021 Regular Meeting of Council as presented.

Favour 7; Opposed 0; **Carried**

4. Business Arising from Minutes

No business arising.

5. Delegations

No delegations listed.

6. Correspondence, Permits & Development

a) Permit Listing # 9534-9553, permits # 9540 and 9541 were void.
Councillor Doyle requested Council to review the list of permits for any possible conflict of interest.

Mayor Butt declared a conflict of interest on Permit # 9535 as it is for his mother.

Motion 21-202**D. Doyle / C. O'Grady**

Resolved to approve permits #9534-9553, excluding # 9535 and void permits 9540 and 9541 as per the applications received and conditional up on the work being completed in accordance with the Town of Carbonear Municipal Plan and Development Regulations and other applicable regulations and policies.

Favour 7; Opposed 0; **Carried**

Mayor Butt then left the meeting. Deputy Mayor O'Grady assumed the position of Chair.

Motion 21-203**D. Doyle / V. Jenkins**

Resolved to approve permit #9535 as per the application received and conditional up on the work being completed in accordance with the Town of Carbonear Municipal Plan and Development Regulations and other applicable regulations and policies.

Favour 6; Opposed 0; **Carried**

Mayor Butt was called back into the meeting and assumed the position of Chair.

6.1 Correspondence, requiring Council's decision

a) Department of Transportation & Infrastructure

RE: 17-GI-21-00092 – Marshall Drive Water, Sewer Street Upgrading

Approval to Award contract to Precision Excavation Ltd in the amount of \$191,140.96 (HST Included)

Motion 21-204

V. Jenkins / A. Dowden

Resolved that the Town of Carbonear award the contract for the Marshall Drive Water, Sewer Street Upgrading Project 17-GI-21-00092 to Precision Excavation Ltd. in the amount of \$191,140.96 HST included.

Favour 7; Opposed 0; **Carried**

- b) Department of Transportation & Infrastructure
RE: 17-GI-21-00041 – Valley Road Phase – Phase 3
Approval to Award contract to KELCO Construction Inc. in the amount of \$803,382.94 (HST Included)
Councillor Noel declared a conflict of interest on this item as his parents and sister own property in that area. Councillor Noel then left the meeting.
Motion 21-205 **V. Jenkins / C. O’Grady**
Resolved that the Town of Carbonear award the contract for the Valley Road Phase 3 Project #17-GI-21-00041 to KELCO Construction Inc. in the amount of \$803,382.94 HST included.
Favour 6; Opposed 0; **Carried**
Councillor Noel was called back into the meeting.

6.2 Correspondence received and action taken

Council reviewed the following listing of correspondence and approved the action taken on each item:

- a) Municipalities NL
- Copy of correspondence sent to the province to review Motion 3-2020 Municipal Cost Recovery – First Lien adopted at the AGM.
 - Important Municipal Election Updates
Copied to Council, Town Clerk and Chief Administrative Officer
- b) Department of Immigration, Population Growth and Skills
RE: Approval of a 4-week summer High School position (Tourism)
Approval of a 6-week summer post-Secondary position (Tourism)
Forwarded to Chief Administrative Officer and Department Head. Placed on file.
- c) Service Canada
RE: Approval of Canada Summer Jobs
Forwarded to Chief Administrative Officer and Department Head. Placed on file.
- d) NL Eastern School District
RE: Letter to Municipalities regarding 2021 election
Forwarded to the Town Clerk. Placed on file.
- e) Department of Municipal and Provincial Affairs
- RE: Circular on Municipal Election Act: Mail in Voting
Copied to the Town Clerk and the Chief Administrative Officer.
Placed on file.
 - Green and Inclusive Building Fund – Deadline July 6

- Forwarded to Public Works, Waste Management & Community Services committee
- f) Public Procurement Agency
 - RE: Light Fleet Acquisition
Forwarded to the Director of Operations and Public Works the Chief Administrative Officer. Placed on file.
 - Request for information on contracts issued by municipalities
Forwarded to the Chief Administrative Officer and the Town Clerk.
Placed on file.
 - g) Municipal Assessment Agency
RE: Update on Board of Directors and other issues addressed by the board.
Copied to Council, Town Clerk and the Chief Administrative Officer.
Placed on file.
 - h) Department of Justice and Public Safety
RE: Expression of Interest in the Nasal Naloxone Training and Distribution program
Copied to the Chief Administrative Officer and the Town Clerk. Placed on file.
 - i) Trio Benefits
RE: Trio names New President – Tony Pollard.
Copied to Council, Town Clerk and the Chief Administrative Officer.
Placed on file.
 - j) Resident
RE: Interest in contributing to the present and future additions to playgrounds
Copied to Council. Forwarded to Recreation, Special Events, Culture and Tourism committee
 - k) Resident complaint of vehicle blocking driveway
Forwarded to the Public Works, Waste Management and Community Services committee

7. Committee Reports

- a) Public Works, Waste Management and Community Services
Councillor Jenkins advised that the committee met on June 9th and noted the following from the meeting:
 - Green & Inclusive Community Building Program – project registration has been completed
 - MYCW – project has been submitted.
 - Automated Garbage collection – further research will be required on this for consideration in the future.
 - Complaint regarding drain and water on Chapel Street – Some investigation was completed, the Director of Operation and Public Works will further investigate the matter.

- Request for installation of swale on Valley Road – Director of Operations and Public Works to complete further investigation on this matter.

- MEO Report

Motion 21-206

V. Jenkins / C. O'Grady

Resolved to send orders to the following property:

- *96 Water Street – to demolish the shed.*

Discussed. Town Clerk confirmed the location of the property is on the east corner of the intersection of Water Street and Burke's Lane.

Favour 6; Opposed 1; **Carried**

Councillor Kennedy voted against the motion.

Motion 21-207

V. Jenkins / C. O'Grady

- *98 White's Road – to demolish the dilapidated uninhabited dwelling.*

Discussed concerns with issuing this order. Some council members were not comfortable approving the order without further confirmation of details on the property and communication with the property owner to determine if the building is occupied daily.

Favour 3; Opposed 4; **Defeated.**

Deputy Mayor O'Grady, Councillor Jenkins and Councillor Dowden were in favour of the motion.

Mayor Butt, Councillor Doyle, Councillor Noel and Councillor Kennedy opposed the motion.

- Complaint of shed on neighbouring property, Highroad South
Property owner will be sent correspondence requesting their intention for repairs to the shed.
- Snow Clearing Damage claim – property on Crowdy Street
The committee does not recommend approval of this claim.
- Snow Clearing Damage claim property on Pondside Hill –
This will be repaired when the town completed patch paving.
- Line Road Fire Protection
Mayor Butt, Councillor Noel and Councillor Kennedy declared a conflict of interest on this matter as Mayor Butt has a sister who owns property in the area, Councillor Noel and Councillor Kennedy own property in the area.
Mayor Butt, Councillor Noel and Councillor Kennedy then left the meeting.
Deputy Mayor O'Grady assumed the position of Chair.
Councillor Jenkins advised the committee recommend forwarding correspondence to the Line Road Association to advise that Fire Protection Services will be discontinued if they do not enter into an agreement with the town and pay the required fees for this service.

Discussed. CAO advised a motion would be required on this matter.

Motion 21-208

V. Jenkins / D. Doyle

Resolved that the Town of Carbonear send written notice to the Line Road Association to advise that Fire Protection Services will be discontinued if they do not enter into an agreement with the town and pay the required fees for this service.

Favour 4; Opposed 0; **Carried.**

Mayor Butt, Councillor Noel and Councillor Kennedy were called back into the meeting. Mayor Butt assumed the position of Chair.

➤ **MEO Report**

- Go Bags – The Town has approved the enclosed box option at the post office box sites on a trial basis only. If problems develop including complaints of litter, the town will require that the boxes will have to be removed.
- Properties being monitored were reviewed in the MEO Report to the Committee. There are several properties that will have letters sent to the property owners advising that the file is being forwarded to the Town's lawyer to proceed with court action for non-compliance with the order.

b) **Recreation, Special Events, Culture and Tourism**

Councillor Noel advised that the committee met on June 15th and noted the following from the meeting:

- NL Power Challenge - No update received on the application to date.
- Cost / Bridge Design – Research is being done on the cost and design for the bridge for the Davis Earle Trail to the Recreation Complex area.
- Softball fields – Some delays have been encountered on this work. The Director of Recreation will report on the matter late in the meeting.
- Trees and shrubs which were removed from the islands at the intersection of the lights on Powell Drive. *The committee recommends the CAO write the contractor and inform them that the town is requesting that the trees and shrubs be returned in the fall for planting in the pergola area.*
- Correspondence – The six young girls who wrote Council with requests for playground equipment are being invited to attend the next Recreation Committee by zoom to discuss their requests.
- Recreation Grants - The Town has been informed by the MP that the town has been approved for 13 students for the recreation program of which 2 can be utilized towards the softball program.

The Town should be able to get this moving forward to offer a Recreation Program for the summer.

- Healthy Communities Funding Initiative - The Town was unsuccessful in receiving funding for the accessible playground.
- Commemorative Donation Application. Park Bench Donor has requested to donate a park bench to be placed in the green space area by the pergola. Director of Recreation will arrange for placement of the bench.
- Request Christmas in July event – Not recommended for this year.
- Bed Night Lunch Program – Concert series will start on June 25. It is advertised on social media. Due to the physical distancing guidelines, seating is limited, and individuals are encouraged to register. The capacity is 15. There will be live recordings of the podcast, and these will also be shared through social media.
- Kayaking Program - Ocean Quest is partnering with the Town again to offer Kayaking tours starting in July. They are also willing to offer Zodiacs as another option. These tours will be advertised on social media once the dates are confirmed.
- Fall Food Truck Festival – EDTO is working on finalizing details of this proposal.
- Stationers Festival 2022 – There are plans to host a festival in May 2022. Further details to be passed along as they become available.
- Carbonear Pool Back Changeroom Renovations – The back changerooms are nearing completion. Moving along slowly, hoping to get it moving ahead faster.

There were mats placed along the hallways to prevent slips and falls in the past, however, the mats will roll with the wheelchair which causes a safety hazard. The Director reported the contractor provided a quote to place the same tile in the changerooms in the hallway for a cost of \$7,500. This would be a change order to Can-Am. As a change order, this should be doing using the same unit prices as identified in the project quantities in the original contract. The Town had saving in the budget from the tanks, there is money remaining in the budget. The committee recommends placing the new tile.

Motion 21-209

R. Noel / D. Doyle

Resolved that the Town of Carbonear contract Can-Am Platforms to replace the additional flooring in the hallway to the back change room to a maximum cost of \$7,500 + HST at the contracted price per unit as identified in the original contract for the pool change room project.

Favour 7; Opposed 0; **Carried.**

- Special Events Committee Planning - Plan for Canada Day includes activities at Earle's Riding Horses on Canada Day. Car parade and hoping to organize a parade around the boardwalk asking residents to dress up for Canada Day. Fireworks will be held. Details to be

advertised on social media.

- c) Economic Development, Planning and Land Use Development
Councillor Doyle advised that the committee met on June 17th and noted the following from the meeting:
- Wexford Road Estimate – The Director of Operations and Public Works is working on preparation of an estimate. Deferred.
 - 42 Powell Drive, development application – Committee recommends deferring for further review and discussion with Council.
 - Crocker's Cove, application to construct a wharf and shed – CAO has contacted Urban Planning and Rural Planning to discuss the zoning and confirm that this is a permitted for Ocean Related zoning. Deferred waiting on response.
 - Art Studio, 7 Freshwater Road
The application is being deferred pending further information.
 - Southside Lower Road, Fence
The committee has no issue with allowing the decoration to remain in this location, however, the Town will not be taking any responsibility if the structure is damaged during snow clearing. This will be relayed to the property owner.
 - Development Applications

Motion 21-210

D. Doyle / V. Jenkins

Resolved to approve the following applications in accordance with applications submitted, the Town of Carbonear Municipal Plan and Development Regulations and other conditions as specified:

- *8 Industrial Crescent, to operate a new business (Titanium Fitness) conditional upon approval from Service NL and other applicable approvals from other government department and agencies;*
- *195 Water Street to operate a new business (Yoga Studio and Spa) conditional upon approval from Service NL and other applicable approvals from other government department and agencies;*
- *4 Kim's Lane to complete an extension to the dwelling in accordance with Section 10, Discretionary Powers of Council, in the Development Regulations.*
- *To operate a domestic saw mill for personal use at 8 London Road, subject to operation and maintenance of sawmill in accordance with provincial guidelines and regulations for a period of one year;*
- *48 Powell Drive to operate a new business (Online Sales Pick Up Location) conditional upon approval from Service NL and other applicable approvals from other government department and agencies*
- *5 Pondsideroad to replace existing front deck in accordance*

with Section 10, Discretionary Powers of Council, in the Development Regulations.

Favour 7; Opposed 0; **Carried.**

Motion 21-211

D. Doyle / C. O'Grady

Resolved to refuse the application to construct a shed at 51 Valley Road since the development exceeds the 7% maximum lot coverage and the rear yard depth in the Town of Carbonear Development Regulations.

Favour 7; Opposed 0; **Carried.**

- New Business Development, 15A Industrial Crescent
Developer inquiring about subdividing the property into two parcels to place a second building in future on the subdivided parcel. It is recommended that if this is to be subdivided into two parcels, a road should be constructed in accordance with road standards, servicing, etc. as safe flow of traffic is required for such a commercial development.
Developer to be advised.
- Promotional video
It was suggested that the Town consider completing a promotional video. The committee feels this is a great idea and can be used for tradeshow, tourism, developers, etc. It was suggested the best option would be to advertise through an RFP.
- Development Inquiry on property on Goff Avenue.
The developer was approached to construct a daycare centre. This area is zoned Light Industry and daycare is not a permitted use. The business is hoping to be up and running by September. CAO will contact planner to inquire about the possibility of adding daycare centre as a discretionary use in that zone. This would be considered a Development Regulation Amendment only and would not take as long to process as a Municipal Plan Amendment. It was felt that this property backs on a residential area and should not negatively impact the area.

d) **ATV Committee**

Mayor Butt stepped out of the meeting as he was previously determined by Council to be in Conflict of Interest on this matter as he owns property and a business in the downtown area.

Deputy Mayor O'Grady assumed the position of Chair.

Councillor Noel advised that the committee met on June 15th and noted the following from the meeting:

The committee looked at a set of draft regulations and are now ready to recommend those regulations to Council for adoption.

Deputy Mayor O'Grady asked if the committee reached out to any other towns who did not approve ATV use on town streets. Councillor Noel advised the committee did not, as the committee understood council agreed to proceed to draft regulations.

A Notice of motion will be provided later in the meeting on these regulations. This matter will then be voted on at the next Regular Council meeting.

Mayor Butt was called back into the meeting and assumed the position of Chair.

8. Reports of Chief Administrative Officer and Department Heads

a) Director of Operations and Public Works

Director reviewed the following from his report to Council:

Public Works

Workers are kept busy with maintenance items. Valve and hydrant flushing activities are being carried out. The hydrants on the North side are all flushed. South side hydrants have also been flushed.

Mayor Butt requested a list of serviced hydrants. Director of Operations and Public Works advised he would add this as action item.

Capital Projects

- *Columbus Drive Intersection* – Work has begun. Traffic lights should be installed next week.

- *Powell Drive and White's Road* -

There is surplus funding available, and the contractor had been asked to provide a quote for replacing about 112m of culverts on the south side ditch of Powell Drive.

The existing culverts are in advanced state of deterioration. The majority of the existing culverts have their bottoms completely rusted away. It would be beneficial to the current project and to our storm system in general to replace these culverts prior to paving on Powell Drive.

The quoted additional cost provided by the contractor for the project is \$78,570.00 + HST. This includes the supply and installation of the culverts, including a necessary catch basin, removal and disposal of existing culverts, erosion control, pipe bedding, reinstating sods and driveway gravel, asphalt patching, and also flag person hours.

Motion 21-212

V. Jenkins / A. Dowden

Resolved that the Town of Carbonear approve a change order for additional work on the Powell Drive project to replace culverts on Powell Drive as recommended by the Director of Operations and Public Works at a cost of \$78,570 + HST.

Favour 7; Opposed 0; **Carried**

b) Director of Recreation

Director of Recreation reviewed the following from his report with Council:

Pool & Rec Maintenance

- 1.) Family Change room project is progressing slowly. A number of finishing items to be completed. Consultant was onsite Friday past, and we discussed length of project. They have put contractor on

notice that substantial completion needs to be done so change room is ready for use as of Monday, June 28th.

- 2.) All playground equipment and sports equipment have been installed. Maintenance and cleaning of all outdoor equipment is being completed.

Softball Field - Work was started by our staff on the field as of mid May. We had new material to add around home plate and pitchers mound to help with better field quality.

Prior to installing material, we needed to ensure proper grade of field to avoid installing new material and having unwanted water pooling. Upon checking grade, it was determined that many areas of the infield were lower than grade level. Sand was delivered and we have been working on spreading it. We ran into an issue in that the equipment we have is unable to finish the grade properly and the public works equipment is too big for the field.

We have contracted an outside company to complete finish work and install the new material as needed. Will be on site this week and figures will need a day or two to complete. Will be starting tomorrow and ready for play by next Tuesday at the latest.

Financial & Program Analysis

To note, 2021 numbers are less private lessons which amounted for \$6,635 of 2020 revenue. Number of rentals have been less as we are unable to accommodate the same amount daily due to our cleaning restrictions. Poseidon rental fees for the year are being updated and are not added into revenue for 2021 as of yet. Public swim numbers have been steady and pretty close to those of pre-covid numbers. New Swim Lesson registration is ongoing.

Programs & Grants

- 1.) Summer Program Registration is ongoing and doing well.
 - Staff interviews are in process and will be concluded by weeks end. We should be near to compacity by registration deadline.
 - Program begins for participants on July 5th.
- 2.) Community Better Challenge (Participation)

Carbonear is in the mix for the province!! This morning the Town of Carbonear was in 3rd place. We need to be in the top 4 provincially to enter the final round to be considered as Canada's most active community. One week to go, I encourage all residents and organizations to download the app if you haven't already, and if you have, get out and get moving!! GO CARBONEAR GO!!!

Director will do another post to let people know how to register. You don't need a team code, as long as you have a Carbonear postal code, it will be tracked for Carbonear. You don't have to be on a team, but that would give you more chances for individual prizes.

Councillor Noel congratulated the citizens on being in 3rd to date, and encouraged others to register as well.

9. Finance

- a) Operating Invoices over \$2,000.00 in the amount of..... \$42,983.04

Motion 21-213

C. O'Grady / V. Jenkins

Resolved that the Town of Carbonear approve for payment the list of operating invoices over \$2,000 as submitted, totaling \$42,983.04

Favour 7; Opposed 0; **Carried**

- b) Capital Invoices:

Storm Sewer & Road Upgrading, White's Road, PN 20-126

Engineering Invoice # 6827..... \$8,204.10

Storm Sewer & Street Upgrading – Phase II – Powell Drive, PN-20-111

Engineering Invoice # 6828..... \$10,746.75

Valley Road, Phase 3, Water, Sewer, Storm Sewer & Street Upgrading

PN-21-1-2, MN 17-GI-21-00041, Engineering Invoice # 6822... \$2,195.06

Carbonear Swimming Pool Change Room Renovations

Can-Am Platforms, Progress Claim # 6, Invoice #8361..... \$5,907.15

Can-Am Platforms, Progress Claim # 7, Invoice #8374 \$36,000.36

Mayor Butt declared a conflict of interest on the White's Road project as his sister owns a property in the area.

Councillor Noel declared a conflict of interest on the White's Road project as his sister-in-law owns a property in the area.

Councillor Noel declared a conflict of interest on the Valley Road, Phase 3 projects as his parents and sister own property in the area.

Mayor Butt and Councillor Noel then left the meeting.

Deputy Mayor O'Grady assumed the position of Chair.

Motion 21-214

D. Kennedy / D. Doyle

Resolved that the Town of Carbonear approve for payment the following Capital Project Invoices as submitted:

Storm Sewer & Road Upgrading, White's Road, PN 20-126

Engineering Invoice # 6827..... \$8,204.10

Favour 5; Opposed 0; **Carried**

Mayor Butt was called back into the meeting and assumed the position of Chair.

Motion 21-215

C. O'Grady / V. Jenkins

Resolved that the Town of Carbonear approve for payment the following Capital Project Invoices as submitted:

Valley Road, Phase 3, Water, Sewer, Storm Sewer & Street Upgrading

PN-21-1-2, MN 17-GI-21-00041, Engineering Invoice # 6822... \$2,195.06

Favour 6; Opposed 0; **Carried**

Councillor Noel was called back into the meeting.

Motion 21-216

C. O'Grady / R. Noel

Resolved that the Town of Carbonear approve for payment the following Capital Project Invoices as submitted:

Storm Sewer & Street Upgrading – Phase II – Powell Drive, PN-20-111

Engineering Invoice # 6828..... \$10,746.75
Carbonear Swimming Pool Change Room Renovations
 Can-Am Platforms, Progress Claim # 6, Invoice #8361..... \$5,907.15
 Can-Am Platforms, Progress Claim # 7, Invoice #8374 \$36,000.36
 Favour 7; Opposed 0; **Carried**

10. Regulations
No regulations listed.

11. New Business
Student Grants

Councillor Kennedy noted that Carbonear Minor softball called off the program, due to lateness of grants being approved. This is unfortunate. Being able to hire students determines the success of the program.

Discussed. Parents are interested in seeing the softball program going forward. Councillor Noel noted that with the approval of the student grants, we need to determine how the town can proceed and communicate with the softball association to make this work for the benefit of the students and children of the town.

Councillor Doyle left the meeting due to another commitment.

Fire Department Training

Mayor Butt noted the last day of official training for the Carbonear Volunteer Fire Department is the last Wednesday in June. Training is voluntary in the summer months, and some Fire Department members will be taking advantage of the training during the summer months as well.

Graduations

Councillor Kennedy noted that there may be traffic around the school and pergola / boardwalk area on Thursday, as the graduates of Carbonear Collegiate will be gathering for photos in the area on that day.

Mayor Butt noted that he attended a walk around the boardwalk with Carbonear Academy kindergarten graduates on Saturday.

12. Notices of Motion

Mayor Butt asked if he is in conflict of interest in the reading of the Notice of Motion relating to the Town of Carbonear Recreation Vehicles Regulation 2021.

Motion 21-217

R. Noel / D. Kennedy

Under Section 209 of the Municipalities Act, Be it Resolved that the Town of Carbonear does not consider Mayor Butt to be in conflict of interest on the matter of the reading of the Notice of Motion relating to the Town of Carbonear Recreation Vehicles Regulation 2021.

Favour 5; Opposed 0; **Carried**

Mayor Butt did not vote on the motion.

Councillor Noel then read the Notice of Motion:

At the next council meeting Councillor Doyle will move the following motion, and the motion will be seconded by Councillor Kennedy:

In accordance with the process recommended to pass a regulation, the introduction of a notice of motion allows time before the next council meeting for the Town Clerk to advise council of any existing regulations on the subject and for any interested member of the public to make their views known pertaining to the repeal and passing of regulations of the Town of Carbonear.

Whereas sections 413 and 414 of the Municipalities Act, 1999 authorize Council to make regulations:

- Prohibiting or controlling the time of operation and the operation in general of recreational vehicles, including motorized snow vehicles and all terrain vehicles, within the municipality and may require that a recreational vehicle be licensed;*

And further, Section 10 of the Motorized Snow Vehicles and All-Terrain Vehicles Act, 1990 authorize Council to make regulations:

- Permitting the driving of vehicles or a class of vehicles along or across a highway or part of a highway in a municipality;*

Notice is hereby given that at the Regular Council Meeting in July, the following motion will be brought forward for consideration:

Pursuant to the powers vested in it by virtue of Section 413 and 414 of the Municipalities Act, 1999 and section 10 of the Motorized Snow Vehicles and All-Terrain Vehicles Act, 1990 and all other enabling powers, the Council of the Town of Carbonear hereby adopts and enacts the Recreational Vehicles Regulation 2021, and thereby repeals any previous Recreational Vehicle Regulations.

13. Adjournment

Motion 21-218

R. Noel / O'Grady

Resolved that the meeting adjourn at 7:03pm. Mayor Butt advised that the next meeting is scheduled for July 14th, 2021 at 5:30pm.

Favour 6; Opposed 0; **Carried**



Mayor Frank Butt



Cathy Somers, Town Clerk