

**ATTENDENCE -**

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:** No registered delegates or visitors.  
Mayor Dooley called the meeting to order at 7:00 p.m.

**ADOPTION OF THE AGENDA: August 15, 2023**

**Motion 2023-180 Layden/Clarke** *No Additions or Deferments*

Be it resolved Council adopt the agenda for the Regular Council Meeting of August 15, 2023, as presented.  
**Favour 7; Opposed 0; Carried**

**MINUTES / COUNCIL MEETING / OTHER MEETING MINUTES / July 4, 2023**

**Motion 2023-181 Snooks/Penney** *No Error or Omissions Noted*

Be it resolved Council adopt the minutes of the regular Council meeting of July 4, 2023, as recorded.  
**Favour 7; Opposed 0; Carried**

**BUSINESS ARISING FROM THE MINUTES:** None**FINIANCIAL / COMM. / DEPT. & STAFF REPORTS**

1. Bill/Accounts \$ & Payroll: June 25 – Aug 5, 2023, Total \$43,457.52

*Councillors Layden/Penney, (Victoria Volunteer Fire Dept. Members), declared a conflict-of-interest as per SNL2021 Chapter M-20.01 Municipal Conduct Act, Sections 5 & 6, accounts payable invoices #1-#16, left the meeting chambers at 7:03 p.m.*

**Motion 2023-182 Clarke/DM Moores**

Be it resolved, Council approve payment of the accounts payable invoices incurred by the VVFD, listed #1 - #16 totalling \$12,427.51. **Favour 5; Opposed 0; Carried** *C's Layden/Penney returned 7:05 p.m.*

**Victoria Heritage Society, NL Power Inc** invoices for June-July 2023, Invoice #17.

*C/Kelloway, (member of the VHS), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Sections 5 & 6, for VHS accounts payable invoice #17, & left the meeting at 7:05 p.m.*

**Motion 2023-183 Snooks/DM Moores**

Be it resolved, Council approve payment of the VHS accounts payable invoices from Newfoundland Power Inc for \$393.87, listed as #17, re: as presented. **Favour 6; Opposed 0; Carried** *C/ Kelloway returned 7:06 p.m.*

**Trio Benefits Insurance, Employee Ins.** July-Aug 2023, Invoice #18

*Councillor Clarke, (Trio Board Member), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Sections 5 & 6 for accounts payable invoices items #18, & left the meeting at 7:06 p.m.*

**Motion 2023-184 Snooks/Layden**

Be it resolved Council approve payment for accounts payable invoice #18, Trio Benefits (Employee Benefits), for March 2023 totalling \$912.97 as presented. **Favour 6; Opposed 0; Carried** *C/Clarke returned at 7:07p.m.*

**Remaining Accounts Payables**

**Motion 2023-185 Penney/Layden**

Be it resolved Council approve to pay the remaining accounts payable invoices listed #19 - #52 totalling \$89,720.07 and resolved to approve #53, Payroll Period: June 25 – Aug 5, 2023, for \$43,457.52 as presented.  
**Favour 7; Opposed 0; Carried**

2. Public Works Committee Report, (PWCR), re: Paving, etc., July 19, 2023

**Part 1, #1-#5 Recommended Town Roads for Paving Project:**



*C/Layden (Family Member residing on Ash's Lane), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Sections 5 & 6 for Part 1, #1 items at 7:36 pm*

**PWCR Part 1 - #1. Ashes Lane: Intersection of Church Road past the last driveway of #50 Ash's Lane.**

**Motion 2023-186 Kelloway/DM Moores**

Be it resolved that Council approve the paving of Ash's Lane, (approx. 210 meters), from the intersection of Church Road past the last driveway of #50 Ash's Lane at the estimated cost of \$94,099.00.

**Favour 6; Opposed 0; Carried C/Layden 7:37 p.m.**

**PWCR Part 1 - #2 - #5 Paving Project**

**Motion 2023-187 Layden/Kelloway**

Be it resolved that Council approve paving of Snooks Road, (200 meters), and Lower Bottom Loop Road, (100 meters), total estimated cost of \$77,015.50.

**Favour 7; Opposed 0; Carried**

**PWCR Part 2, #1 - #5** Noted driveways/private lanes/etc., not on Limit of Service Maps, etc., and are considered private driveways and/or lanes, etc., that should be maintained and plowed by owner/s or private contractor.

Council agreed to address PWCR Part 2 - #5 first, re: Ron Clarke's Road.

*C/Clarke (Family Member residing on Ron Clarke's Road), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Sections 5 & 6 for Part 2, #5 items, leaving the meeting at 7:40 p.m.*

**Motion 2023-188 Penney/DM Moores**

Be it resolved, that having discussed the reasoning for the recommendation by the Public Works Committee, Council approve to discontinue maintaining and snow plowing Ron Clarke's Road, except for an emergency occurring, and further resolved to come into effect the Winter of 2023.

**Favour 5; Opposed 1 (Snooks); Carried C/Clarke returned at 7:42 p.m.**

**PWCR Part 2 - #1 Parsons' Rd**

**Motion 2023-189 Kelloway/Layden**

Be it resolved, that having discussed the reasoning for the recommendation by the Public Works Committee, Council approve to discontinue maintaining and snow plowing Parsons' Road, except for an emergency occurring, and further resolved to come into effect the Winter of 2023.

**Favour 4; Opposed 3, (Snooks/Clarke/DM Moores opposed); Carried**

**PWCR Part 2 - #2 Deering's Road**

**Motion 2023-190 Layden/Kelloway**

Be it resolved, that having discussed the reasoning for the recommendation by the Public Works Committee, Council approve to discontinue maintaining and snow plowing Deering's Road, due to this road claimed to be privately owned, except for an emergency occurring, and further resolved to come into effect the Winter of 2023.

**Favour 4; Opposed 3, (Snooks/Clarke/DM Moores opposed); Carried**

**PWCR Part 2 - #3 Drung across from King's Road**

**Motion 2023-191 Kelloway/Penney**

Be it resolved, that having discussed the reasoning for the recommendation by the Public Works Committee, Council approve to discontinue maintaining and snow plowing Drung across from King's Road, except for an emergency occurring, and further resolved to come into effect the Winter of 2023.

**Favour 4; Opposed 3, (Snooks/Clarke/DM Moores opposed); Carried**

**PWCR #4 Vaters' Road**

**Motion 2023-192 Snooks/Layden**

Be it resolved, that having discussed the reasoning for the recommendation by the Public Works Committee, Council approve to discontinue maintaining and snow plowing Vaters' Road, except for an emergency occurring, and further resolved to come into effect the Winter of 2023.

**Favour 7; Opposed 0; Carried**

**PWCR Part 3 – Sam Summers Road****Motion 2023-193 Snooks/Kelloway**

Be it resolved, that having discussed the reasoning for the recommendation by the Public Works Committee, Council approve to continue maintaining and snow plowing Sam Summers' Road.

**Favour 7; Opposed 0; Carried**

**3. Town Clerk's Report: Dated: July 4 – Aug. 11, 2023****Motion 2023-194 Snooks/Penney**

Be it resolved, Council approve the Town Clerk Manager's Report for July 4 – Aug. 11, 2023, as presented.

**Favour 7; Opposed 0; Carried**

**4. Public Worker's Report to August 11, 2023****Motion 2023-195 Snooks/Penney**

Be it resolved, Council approve the Public Worker's Report to August 11, 2023, as presented.

**Favour 7; Opposed 0; Carried**

**5. Permit Registry July 4 – Aug. 11, 2023**

*Councillor Clarke, (Applicants – Personal Permit) 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 6 & leaving the meeting at 8:14 p.m.*

**Motion 2023-196 Snooks/Layden**

Be it resolved, Council approve permit #627, 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 6; Opposed 0; Carried** *Councillor Clarke returned at 8:15 p.m.*

*Deputy Mayor Moores, (Applicants - Brother/Sister In-law) 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 6 & leaving the meeting at 8:15 p.m.*

**Motion 2023-197 Snooks/Clarke**

Be it resolved, Council approve permit #628, 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 6; Opposed 0; Carried** *DM Moores returned at 8:16 p.m.*

**Remaining Permits Issued from July 4 – Aug. 11, 2023****Motion 2023-198 Snooks/Kelloway**

Be it resolved, Council approve permit #608-#626 & #630-#632, 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 & OTHER ITEMS FOR ACTION**

1. Dept. of Transportation & Infrastructure, re: 2023-2026 Multi-Year Capital Works. Motion to request deadline extension in leu of BGAB Study.

**Motion 2023-199 DM Moores/Penney**

Be it resolved; Council agrees to submit a request for a deadline extension to submit a 2023-2026 MYCW Funding Application pending the outcomes of the BGAB Study.

**Favour 7; Opposed 0; Carried**

2. Incurred Expense Reimbursement Request, re: Property Owner at # 32-36 Highway East, Victoria. It was reiterated, the town carries insurance covering such claims, and it was unanimously agreed, the owner must submit a damage claim through their homeowner's insurance to have the matter properly addressed.

3. Business Application, re: B & J Autosales Business.

**Motion 2023-200 Snooks/Clarke**



Be it resolved that location is in a Mixed Development Zone and type of business is a discretionary use classification, Council grant approval-in-principle, pending advertising of the business application.

**Favour 7; Opposed 0; Carried**

4. Petition, re: Opposition to Air B n' B opening/operating from #11 Burnt Woods Road. More information to be provided.

**Motion 2023-201 Kelloway/DM Moores**

Be it resolved, to issue permit and keep petition on file and if in the future there are any legitimate concerns will be reviewed and if required, Council will revoke the permit.

**Favour 7; Opposed 0; Carried**

5. BioMaxx Price Quotations, (*All Gas Tax Eligible*):

5.1 Potable Water Leak Detection entire town serviced by water.

**Motion 2023-202 Clarke/Penney**

Be it resolved, Council approve to accept the quote from BioMaxx and apply to Gas Tax Application.

**Favour 7; Opposed 0; Carried**

Mayor Dooley to draft a letter to provide an update to the town's residents regarding the work and progress to date in relation to the low water pressure in higher elevations in Victoria during the summer. Letter will be delivered via Canada Post only.

5.2. Potable Water Leak Detection Equipment (Used/Same as PCSP). Discussion deferred.

5.3. Wastewater Smoke Testing. Hold until Study results.

6.1 Canada Community Building Fund Secretariat (formerly: Gas Tax Secretariat),

**Motion 2023-203 Clarke/Kelloway**

Be it resolved; Council apply to the Canada Community Building Fund Secretariat, Department of Municipal and Provincial Affairs, to reduce the previously approved Gas Tax Funding for Street Paving Project PN 21-107 by \$86,929.52.

**Favour 7; Opposed 0; Carried**

6.2 Canada Community Building Fund Secretariat (formerly: Gas Tax Secretariat), re: Funding Application Paving Project, (Harris & Associates, re: Quote for Street Rehabilitation & Paving Summary).

**Motion 2023-204 Snooks/Clarke**

Be it resolved that, Council, for the Town of Victoria, submit a Capital Investment Plan under the Gas Tax Funding approved for the Town of Victoria 2019-2024 to the Canada Community Building Fund Secretariat, Department of Municipal and Provincial Affairs for a Street Rehabilitation and Paving Project at the estimated cost of \$171,114.50.

**Favour 7; Opposed 0; Carried**

6.3 Canada Community Building Fund Secretariat (formerly: Gas Tax Secretariat), re: Funding Application #2.

**Motion 2023-205 Snooks/Clarke**

Be it resolved that, Council, for the Town of Victoria, submit a Capital Investment Plan under the Gas Tax Funding approved for the Town of Victoria 2019-2024 to the Canada Community Building Fund Secretariat, Department of Municipal and Provincial Affairs to install a Watermain Shut-off Valve to Pryme Avenue and to purchase/install a mini-split heating system for Town Hall office area.

**Favour 7; Opposed 0; Carried**

7. Victoria Heritage Society, re: CEEP Grant Application 2023-2024, town approval required to submit under TOV & managed by the TCM.

*C/Kelloway, (member of the VHS), declared a conflict-of-interest in compliance with NL2021 Chapter M-20.01, Municipal Conduct Act, Section 5 & 6, for VHS accounts payable invoice #17, & left the meeting at 9:15 p.m.*

**Motion 2023-206 Clarke/Snooks**

Be it resolved, Council approve for the Victoria Heritage Society to apply for a Community Enhancement Employment Program Grant for improvements to the Heritage Park, Powerhouse Rd, and managed by the Town Clerk Manager.  
**Favour 6; Opposed 0; Carried C/Kelloway returned at 8:16 p.m.**

**CORRESPONDENCE & INFORMATION FOR REVIEW/DISCUSSION**

1. Dept. of Transportation & Infrastructure COR/2023/07235-001, re: Approval Letter, 17-GI-23-00072.
2. Dept. of Trans. & Infrastructure Circular, COR/2023/08465, re: MCW Call for Applications 2024-2025.
3. Dept. of Transportation & Infrastructure Circular, COR/2023/09171, re: Changing the MERX Pricing Table.
4. Invitation to An Interfaith Prayer Service by the Knights of Columbus Fourth Degree, St. Patrick's Church, St. Clare Avenue, Carbonear, Saturday, September 9, 2023.
5. Email, Resident 253-255 Church Road, re: Water Pressure concerns.

**NOTICE OF MOTION: DM Moores:** To increase the current spending limit for the town clerk manager to manage the day-to-day operations of the town more effectively.

**Motion 2023-207 DM Moores/Snooks**

Be it resolved; Council approve to increase the spending limit for the Town Clerk Manager from \$500 to a maximum of \$5,000.00, before taxes.  
**Favour 7; Opposed 0; Carried**

**GENERAL / NEW BUSINESS –**

1. Old Cemetery on Gully Path Road. Mayor to talk to Pentecostal Minister about maintenance of the cemetery.
2. Basketball Nets at Recreation Complex. Councillor Kelloway to investigate.
3. Trailway Group requesting assistance from the town to fill in hole on the old railway track on the east end of Victoria to clear-up excessive water causing inaccessibility for those who use the trail for walking, biking riding, etc.
4. Hydrant blocked on Rattle's Road (Fred Parsons), staff to advise to remove all materials and never to block off access to emergency equipment again or other action will be taken, including legal action if necessary.
5. Get picture of King Charles to be placed in chambers.
6. Remove the framed medals earned by the late Edward Pye, 1<sup>st</sup> NFLD Regiment donated by the family; C/Kelloway will contact the Victoria Heritage Society to inquire if it can be placed in the Heritage Park.

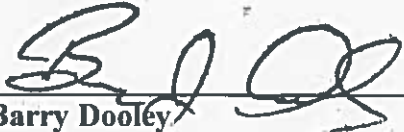
**ADJOURNMENT OF MEETING**

Next Council Meeting: September 26, 2023

**Motion 2023-208 Layden/Kelloway**

Be it resolved, having addressed all items on the meeting's agenda, Council adjourn the meeting at 9:46 p.m.  
**Favour 7; Opposed 0; Carried**

Signed:

  
Barry Dooley  
Mayor

Signed:

  
Shelly Butt  
Town Clerk/Manager

