

**ATTENDENCE - Expected**

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

Deputy Mayor Jennifer Moores  
Councillor Jim Layden – 7:50 P.M.  
Councillor Glenn Clarke  
Shelly Butt, Town Clerk/Manager

**CALL MEETING TO ORDER / WELCOME / DELEGATIONS**

Mayor Dooley welcomed everyone and called the meeting to order at 7:02 p.m.

Due to rising COVID19 cases in Victoria, Council agreed to mandate mask and social distancing rules be applicable to all in attendance. Registered Delegate: #1-Parsons' Rd re: Tax Deferment Letter, (Considered Personal).

Visitors Present: #42 Gully Path Road (VVFD Fire Chief).

**ADOPTION OF THE AGENDA: August 30, 2022**

*Addition: Concord Paving Quote to pickup/deliver ice-control material from Hearts Content.*

**Motion 2022-172 DM Moores/Clarke**

Be it resolved Council adopt the agenda with addition for the Regular Council Meeting of 08/30/2022.

**Favour 6; Opposed 0; Carried**

**MINUTES / COUNCIL MEETING / OTHER MEETING MINUTES / July 12, 2022:****Motion 2022-173 Snooks/DM Moores**

Be it resolved that Council adopt the minutes for regular Council meeting held July 12, 2022, as presented.

**Favour 6; Opposed 0; Carried**

**BUSINESS ARISING – None****FINANCIAL / COMM. / DEPT. & STAFF REPORTS**

**Privileged Meeting Report Aug 2, 2022, re: Submit Bid to Town of Bay Roberts on 2007 Rescue Truck & tender price recommendation.**

*Councillor Penney & Chief Parsons, (Captain & Fire Chief - Victoria Volunteer Fire Dept.), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1, for listed, leaving the meeting at 7:12 p.m.*

**Privileged Meeting Report Aug 2, 2022, re: Submit Bid to Town of Bay Roberts on 2007 Rescue Truck & tender price recommendation.**

**Motion 2022-174 DM Moores/Snooks**

Be it resolved that Council adopt the Privileged Meeting Report of Aug 2, 2022, as presented, and further resolved upon receipt of invoice, payment be issued for an amount not to exceed \$6,897.52.

**Favour 5; Opposed 0; Carried**

**Bill/Accounts \$86,946.30 & Payroll: Total \$43,239.87**

A/P Invoices Victoria Volunteer Fire Dept. itemized from #1 - #15

*Councillor Penney & Chief Parsons, (Captain/Member & Chief - Victoria Volunteer Fire Dept.), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1, for listed, left the chambers at 7:13 p.m.*

**Motion 2022-175- Snooks/Clarke**

Be it resolved, Council approve payment of the accounts payable invoices incurred by the VVFD, listed #1-#15, for \$8,352.82.

**Favour 5; Opposed 0; Carried C's Penney/Chief Parsons returned at 7:14 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 #16, leaving the meeting at 7:14 p.m.*

Victoria Heritage Society, re: Operates Heritage Park, re: #16 NL Power Inc. Heritage Fire Hall/Park totalling \$116.90.

**Motion 2022-176 Snooks/Penney**

Be it resolved Council approve payment of accounts payable invoice #16, incurred by the VHS totalling \$116.90.

**Favour 5; Opposed 0; Carried C/Kelloway returned at 7:15 p.m.**

**Bill #17 - Trio Benefits for July/August/September 2022**

*Councillor Clarke, (member – Trio Board), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1, for listed item #17, leaving the meeting at 7:15 p.m.*

**Motion 2022-177 Snooks/DM Moores**

Be it resolved Council approve payment of accounts payable invoice #17, Trio Benefit for July/August/September 2022 for \$2,860.08  
**Favour 5; Opposed 0; Carried C/Clarke returned at 7:16 p.m.**

Remainder of Accounts Payables, \$75,616.50 listed #18-#45. Payroll July 3 – August 20, 2022, \$ 43,239.87.

**Motion 2022-178 Penney/Moores**

Be it resolved Council grant approval to pay the remaining accounts payable invoices listed #9-26 totalling \$75,616.50 and approve payroll for July 3 – August 20, 2022, \$ 43,239.87 as presented.

**Favour 6; Opposed 0; Carried**

**Town Clerk's Report:** Dated July 11 – August 26, 2022

**Motion 2022-179 Snooks/Kelloway**

Be it resolved, Council approve the Town Clerk Manager's Action Report for July 11 – August 26, 2022, as submitted.

**Favour 6; Opposed 0; Carried**

**Working Foreman's Report:** Dated July 11 – August 26, 2022

**Motion 2022-180 Clarke/Kelloway**

Be it resolved, Council approve the Working Foreman's Report for July 11 – August 26, 2022, as submitted.

**Favour 6; Opposed 0; Carried**

**Permit Registry, Permits Issued from July 13 – August 25, 2022, #480 - #506**

**Motion 2022-181 Moores/Snooks**

Be it resolved, Council approve permit #480 - #506 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 6; Opposed 0; Carried**

**CORRESPONDENCE FOR ACTION**

*Councillor Layden joined the Council meeting at 7:50 p.m.*

1. Diesel Tank Quotes, Diesel Tank for Town Yard: 4 Quotes Received. All quotes, with one exception, are for 500-gallon tank, install existing pump on site, removal/disposal & without disposal: HST included in costs below.
  - BMI - \$12,535.00 →→ Cost less removal of old tank \$11,730.00
  - Irving Energy - \$9,508.72 →→ Same Cost to leave tank.
  - North Atlantic - \$8,061.50 →→ North Atlantic \$7,945.35 less removal cost of old tank
  - Ultramar - \$8,728.50 for 500-gallon & \$4,657.50 for 1000 litre 2in1 tank.  
Cost less removal of old tank \$8,383.50 for 500-gallon & \$4,312.50 for 1000 litre tank.

*Reviewed by Public Works Committee & recommend accepting bid from North Atlantic, less disposal of old tank of \$7,945.35.*

**Motion 2022-182 Kelloway/Layden**

Be it resolved Council accept the quote as recommended by the PWC, from North Atlantic \$7,945.35 less removal cost of old tank.

**Favour 7; Opposed 0; Carried**

2. Re-tabled - Culverts Installed in town ditch, #42 Gully Path Road. Culverts installed in town ditch on Gully Path Road. All information received from MAPA & Dept of Transportation & Infrastructure reviewed. Section 196(1) of the Municipalities Act 1999 violated. *Reviewed by Public Works Committee & recommend that culverts be removed, and town's ditch restored to its original condition.* Question was asked: Can Council or Staff determined what the original condition of the existing culvert was? This was debated, with no consensus or conclusion reached.

**Motion 2022-183 DM Moores/Clarke**

Be it resolved Council accept the recommendation of PWC, to order the property owner to remove all culverts, except for the driveway culvert and the town's ditch be restored to its original condition.

**Favour 3; Opposed 4 (Penney/Clarke/Snooks/Moores); Defeated**



3. Revised Building Application, re: Seniors Apartment Unit Appl., at #234-236 Highway East, to contain 2 apartments instead of 3 on vacant land for sale at #234 Highway East. *Reviewed by Public Works Committee & recommend approval, pending permission to T-off existing curb stop to allow for individual curb stops to each unit.*

**Motion 2022-184 Snooks/Kelloway**

Be it resolved Council accept the recommendation of PWC and approve the building application to construct a 2-Unit-Senior Apartments at #234 Highway East, Victoria, pending application and drawings comply with the town's development regulations and the Urban & Rural Planning Act, 2000. **Favour 7; Opposed 0; Carried**

4. Rocks/Rebar Installed at #24 King's Road. *Reviewed by Public Works Committee.* Rocks and Rebar installed by #24-32 King's Road. *Reviewed by Public Works Committee & recommend the PWC meet with owner to view paperwork and discuss situation re: possible purchase of property.*

**Motion 2022-185 Kelloway/Clarke**

Be it resolved Council agree for the PWC to meet with the property owner at #24 King's Road to review all paperwork associated with this land, fence, etc., and decide accordingly with a report brought back to council.

**Favour 7; Opposed 0; Carried**

5. Re-tabled - Rocks Installed on Corner of Penney's Hill & Gully Path Rd by resident at #56 Penney's Hill. All information received was reviewed. *Reviewed by Public Works Committee & recommend installing a speed sign on corner of complainant's side Penney's Hill/Gully Path Rd to prevent erosion of lawn by on/off road vehicles.*

**Motion 2022-186 Kelloway/DM Moores**

Be it resolved Council approve the PWC recommendation to install a speed sign on the corner of the complainant's side Penney's Hill/Gully Path Rd to prevent erosion of lawn by on/off road vehicles.

**Favour 7; Opposed 0; Carried**

6. Building Application, re: New Garage at #22 Dean's Road. Noted: Building Height advertised without objection and water & sewer installed for hookup in the garage, (photos attached). *Reviewed by Public Works Committee & recommend approval based on stipulation, residential garage only and any other stipulation deemed necessary by council.*

**Motion 2022-187 Kelloway/DM Moores**

Be it resolved Council accept the PWC recommendation to approve the building application as indicated on the signed application for a residential garage with no commercial activity to take place at #22 Dean's Road, garage cannot be habitable at any time as per regulations and further resolved, to invoice for town water/sewer services to the garage, with town staff to monitor the construction/building process.

**Favour 7; Opposed 0; Carried**

7. Reviewed the Wastewater Systems Report & Wastewater System Maintenance Assurance Manual (WSMAM) in conjunction with the Wastewater Systems Report, (WWSR) Recommendations and progress to date. Two copies of the WSMAM were provided to Working Foreman for regular inspections and a sludge stick, telescopic water dipper and demand oxygen meter has been purchased with the WF currently in process of learning how to use these items. *The Public Works Committee discussed & recommend staff complete applicable sheets when inspections/repairs are being performed at the sight as identified in the WWSR, acquire a suitable boat and sludge measurements taken in each cell along with weekly reading for demand oxygen in lagoon cells as per the WWSR. Copies of applicable sheets will be presented to the next council meeting, (September 20, 2022).*

**Motion 2022-188 Kelloway/Snooks**

Be it resolved Council accept and approve the PWC recommendations that qualified staff complete all applicable sheets/reports when inspections/repairs are being performed at the sight in conjunction with the recommendation in WWSR, and further resolved, to approve to acquire a suitable boat, life jackets, paddles and for sludge measurements to be taken in each cell along with weekly reading for demand oxygen in all lagoon cells with copies of applicable sheets presented to the next council meeting set for September 20, 2022.

**Favour 7; Opposed 0; Carried**

8. Re-tabled - Development Application, re: Soil Removal 298B Old Track Road. *Reviewed by Public Works Committee & recommend council approve this application to remove topsoil stockpiled and return land to original condition.* Council discussed more details and applicable stipulations.

**Motion 2022-189 Kelloway/DM Moores**

Be it resolved Council accept and approve the PWC recommendation, to approve the application with the following stipulations: that the existing stockpiled grubbed material be removed off the land, that heavy equipment only be used on a load & go basis to remove the grubbed material off the land, that at no time shall any other type of equipment be used such as a topsoil sifter/hopper to till or mill the existing stockpiled grubbed material, no sale of material from the property, grubbing off other parts of the land was not approved, that the land be returned to its original condition, and further resolved that the permit cannot be renewed for the same purpose upon expiration from the date it is issued.

**Favour 7; Opposed 0; Carried**

9. List of Town Roads in consideration of Paving, previously submitted for consideration by the Working Foreman, was reviewed by Public Works Committee, noting all listed roads were visited. *Reviewed by Public Works Committee & recommendation council's input regarding list of roads for consideration of paving, as well as input on snow-clearing some of the roads/lanes listed.* Council agreed to defer review and discussion of this items to a later date.

10. Letter of Request For Tax Deferment, re: Resident of #6 Parsons's Road. Subject of letter was deemed personal/confidential. Public was dismissed for the discussion of this item.

Privileged Meeting

**Motion 2022-190 Snooks/DM Moores**

Be it resolved that, due to the subject of the letter, Council convene into a privileged meeting for discussion at 9:15 p.m.

**Favour 7; Opposed 0; Carried**

**Motion 2022-191 Clarke/DM Moore**

Be it resolved, having discussed the subject matter, Council reconvene into the regular meeting of August 30, 2022, at 9:37 p.m.

**Favour 7; Opposed 0; Carried**

*Public was recalled to the regular meeting of Council.*

**Motion 2022-192 Kelloway/Layden**

Be it resolved that Council approve the request for deferment of payments and interest for 2019, 2020, 2021 in association with the recent reassessment and new taxes charged for the stated years until such time that the Municipal Assessment Agencies appeal results of the subject property has been received for Council's review.

**Favour 7; Opposed 0; Carried** *Resident left the meeting at 9:40 p.m.*

*Councillor Penney, (Brother-In-Law to applicant.), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1 & 2, & left the chambers at 9:41 p.m.*

11. Building Applications & Development Applications, Omiachi Farm, at #470 Swansea Road:

1) Building 30' x 30' Cattle Barn.

**Motion 2022-193 Clarke/ DM Moores**

Be it resolved, pending final approvals are issued from all other government departments and/or agencies affiliated with the said building, Council grant approval of the building application to construct a 30' x 30' Cattle Barn at #470 Swansea Road as submitted, with strict adherence to the town's development regulations and any other applicable stipulation as identified by any affiliated departments/agencies.

**Favour 6; Opposed 0; Carried**

2) Revise use of previously approved storage bldg. to a wooden Goat Barn, re: 10' x 16' at #470 Swansea Road.

Revise use of previously approved storage bldg. to a wooden Goat Barn.

**Motion 2022-194 Snooks/Clarke**

Be it resolved Council acknowledges the revised used of the storage building to be now used as a goat barn at #470 Swansea Road, as recognized by the Dept. of Government Services, pending final approvals are issued from all other government departments and/or agencies affiliated with the said building.

**Favour 6; Opposed 0; Carried**

3.1) Development & Development & Building Application for an Abattoir 20' x 20' at #470 Swansea Road.

**Motion 2022-195 Snooks/DM Moores**

Development Application to operate a Cattle Farm, at #470 Swansea Road



3.2) Be it resolved, Council grant approval of the business application if compliance is held with all town development regulations as well as with all government departments and/or agencies affiliated with the same business operation. **Favour 6; Opposed 0; Carried**

Building Application for an Abattoir measuring 20' x 20' at #470 Swansea Road.

**Motion 2022-196 Snooks/DM Moores**

Be it resolved, pending final approvals are issued from all other government departments and/or agencies affiliated with the said building, Council grant approval of the building application to construct an Abattoir Building, measuring 20' x 20' at #470 Swansea Road, as submitted, with strict adherence to the town's development regulations and any other applicable stipulation as identified by any affiliated departments/agencies. **Favour 6; Opposed 0; Carried**  
*Councillor Penney returned 9:49 p.m.*

12. Development Application, re: New Doctor's Business (2) to occupy Davis Pharmacy Bldg.

**Motion 2022-197 Snooks/Clarke**

Be it resolved Council approve the business development application for occupancy in the Davis Pharmacy Bldg. pending approvals are issued from any government departments and/or agencies affiliated with the said building and further resolved that the 2022 Town Tax Structure be applied to the business. **Favour 7; Opposed 0; Carried**

13. Proclamation, re: Fetal Alcohol Spectrum Disorder (FASD) September 2022.

**Motion 2022-198 Snooks/Kelloway**

Be it resolved Council approve for Mayor Dooley to sign the Fetal Alcohol Spectrum Disorder (FASD) September 2022 on behalf of the Town of Victoria. **Favour 7; Opposed 0; Carried**

*Councillors Layden/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 9:55 p.m.*

14. Email from Town of Bay Robert's Protection Division re: Successful Bid for 1 Ford F-150 Pickup Truck, amount \$6,897.52; official invoice not received for meeting.

**Motion 2022-199 Motion DM Moores/Kelloway**

Be it resolved that Council, upon receipt of invoice, issue payment in the amount not to exceed \$6,897.52 and complete transfer of the motor vehicle registration. **Favour 5; Opposed 0; Carried**  
*Councillors Layden/Penney returned to the meeting at 9:56 p.m.*

15. Federal Electoral Districts Redistribution proposing a new electoral map for consideration at public hearings; no issues with changes to districts. Place information on file.

16. Reports of School Buses parked on residential properties at #321-#323 Old Track Road, at #26 Dean's Road, at #22 Dean's Road & commercial business being conducted from Victoria, both without approval of Council.

**Motion 2022-200 Clarke/Kelloway**

Be it resolved Council approve to issue a letter to the owner of the commercial vehicles advising that all commercial vehicles must be removed from within any residential zone to an appropriate area located within the boundaries of Victoria, such as a Rural Zone and further resolved that upon finding an appropriate location in compliance with the town's plan and regulations, that the appropriated development application be submitted for Council's consideration. **Favour 7; Opposed 0; Carried**

*Councillor Kelloway, (member - Victoria Heritage Society), declared a conflict-of-interest as per the Municipalities Act, 1999, Section 207-1, for listed item #16, leaving the meeting at 10:08 p.m.*

17. Community Enhancement Employment Program Funding Application, re: Victoria Heritage Society applied for funding to complete upgrades to buildings in park.

**Motion 2022-201 Snooks/Penney**

Be it resolved Council approve for the Victoria Heritage Society to apply for a Community Enhancement Employment Program in association with the Town of Victoria for 2022/2023.

**Favour 6; Opposed 0; Carried C/Kelloway returned at 10:09 p.m.**



18. Concord Paving Ltd., re: Quote to pickup/deliver ice-control materials from the Hearts Content Depot for the winter season of 2022/2023.

**Motion 2022-202 Snooks/DM Moore**

Be it resolved that Council accept and approve the quote submitted from Concord Paving Ltd, Carbonear, NL for the pickup of the town's pre-ordered ice control material from the Dept. of Trans. & Works Depot, Hearts Content and delivered to the Town of Victoria's town yard at the cost of \$6.50 per tonne, HST extra based on the pickup/delivery of approx. 100 tonne per trip.

**Favour 7; Opposed 0; Carried**

**CORRESPONDENCE & INFORMATION FOR REVIEW/DISCUSSION**

1. Immigration, Population Growth & Skills, re: Victoria Heritage Society JCP Approval
2. Fall 2021 Drinking Water Quality Data Report found at <https://maps.gov.nl.ca/water/index.aspx>
3. 2022/23 Fire Protection Financial Assistance Grant, Project No.FES-SA220044 approved \$17,365.00 for purchase of 2-SCBA, Fire Dept's share \$3,149.44.
4. Brief of the Appellant from resident at #65 Highway East, re: Case #2021 01G 3718. Associated with Eastern NL & Regional Appeal Board's decision for carrying out a development without a permit, (posting inappropriate signage, i.e.: Swastikas signage).
5. Victoria Recreation Commission, re: Bank Financial Statements June/July 2022.
6. Laboratory Results, re: Sampling results for May/June/July 2022.
7. NL911, re: Notice of changes because of new Emergency 911 Act.

**NEW BUSINESS**

Victoria Lions Club, re: Coffee House Bookings, free rental of Community Center. Lions Club has changed all prebooking from Thursday nights to Friday nights. It was noted this change is posing concerns as weekend days/nights are the best times for attracting paying customers. Council reiterated their previous approval was granted based on Thursday night bookings only and shall remain unchanged.

VVFD Chief Parsons, re: More discussion on the purchase of the Ford F-150 Rescue Pickup Truck. Chief advised that the light bars need repairs with NL Lights Bars scheduled to do the work, along with other work. Council noted that Brookside Service Station can most likely complete the same repairs however, Council reiterated that the truck was only to be inspected and brought to Victoria and any other expenditures associated with the vehicle must be brought forward in consideration of approval by Council.

- Mayor Dooley ➤ Stated he was approach by a Trail Group with a request if the Council could fix a large waterhole on Old Track Rd East, (Crown Land), with filling it with shale. It was noted that a loader bucket of class A stone to be dropped off and distributed by the CBN T' Railway Group, was previously approved however, it is unknown whether this has been carried out to date. It was deemed that more information is required.
- Councillor Clarke ➤ Mentioned the lack of flowers around town and consideration should be given to this in 2023. Also, stated his disappointment with the Victoria Heritage Society for not asking Mayor to their public media events.
- Councillor Penney ➤ Stated there seems to be decline in Recreational activities in the town, especially for children of all ages. Councillor Kelloway, Council Liaison, will bring this item forward to the attention of the Victoria Recreation Commission.

**PRIVILEGED MEETING CALLED**

Privileged Information, ATIPP & OIPC Investigations 192 Main Hwy and OHS 3<sup>rd</sup> Party Harassment Investigation. Public was dismissed for the discussion of this item.

**Motion 2022-203 Kelloway/DM Moores**

Be it resolved, that due to the confidential nature of the remaining topics, Council approve to convene to a Privileged Meeting.

**Favour 7; Opposed 0; Carried**

Privileged Meeting Adjourned

**Motion 2022-204 DM Moores/Snooks**

Be it resolved, that having discussed the remaining topics, Council approve to reconvene to the regular Council meeting. **Favour 7; Opposed 0; Carried**  
No Public attendees remained to be recalled into the regular meeting of council.

**Motion 2022-205 Snooks/Kelloway**

Be it resolved, that with the exception of receiving a payment and issuing a receipt from the town’s accounting program, Council, the authority for the Town of Victoria, direct the Town Clerk Manager not to engage in any further communication by any means, with the identified individual, (partial property owner of #192 Main Hwy, Victoria), [redacted] to delete all emails received from the identified individual, [redacted]. **Favour 7; Opposed 0; Carried**

**ADJOURNMENT OF MEETING**

Next Regular Council Meeting: September 20, 2022.

**Motion 2022-206 Snooks/Kelloway**

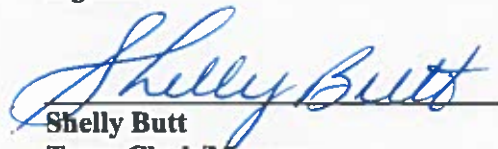
Be it resolved Council approve the regular council meeting adjourn at 11:13 p.m. **Favour 7; Opposed 0; Carried**

Signed:



Barry Dooley  
Mayor

Signed:



Shelly Butt  
Town Clerk/Manager

