

The Regular Meeting of Town Council for the Town of Mahone Bay was held on Tuesday, November 13, 2018 at 7:00 p.m. in Council Chambers.

Present:

Mayor D. Devenne
Deputy Mayor K. Nauss
Councillor J. Bain
Councillor P. Carver
Councillor J. Feeney
Councillor R. Nowe
Councillor C. O’Neill
D. Heide, CAO
M. Hughes, Town Clerk
D. MacKenzie, Director of Operations

Regrets:

Gallery: Three

Minutes

A motion by Deputy Mayor Nauss, seconded by Councillor Bain, **“THAT the minutes of the October 24, 2018 regular meeting be approved as presented.”** **Motion carried.**

A motion by Councillor Carver, seconded by Councillor O’Neill, **“THAT the minutes of the November 5, 2018 Special Council meeting be approved as presented.”** **Motion carried.**

Council reviewed the amended Heritage Property Grant Fund Policy as it was noted in the minutes of the November 5, 2018 Special Council meeting that the amended policy would be forwarded to Council for approval at the November 13, 2018 Council meeting.

Motion by Councillor Bain, seconded by Councillor Nowe, **“THAT Council adopt the Heritage Grant Fund Policy as amended.”** **Motion carried.**

Committee and Other Reports

Director of Operations – Department Report

Council received the November 2018 Department Report from Derrick MacKenzie, Director of Operations.

CAO Report

Council received the monthly CAO Report.

Report to Council

Council received the Report to Council which outlines staff progress on direction from Council.

Strategic Plan Quarterly Update

Council received the quarterly update on the Strategic Plan.

Planning Advisory Committee

Council received the minutes and staff report from the November 6, 2018 meeting of the Planning Advisory Committee. Planner Garth Sturtevant presented the Staff Report on the request to enter into a Development Agreement with the Mahone Bay Brewing Company at 363 Main Street. Mr. Sturtevant highlighted the requests from the developers and the suggestions of staff in the report.

A motion by Deputy Mayor Nauss, seconded by Councillor Nowe, **“THAT Council enter into a new Amended Development Agreement with the Developer to replace the Existing Development Agreement currently in effect for PID:60375797. The new Amended Development Agreement includes provisions from the Existing Development Agreement as well as; a revised site plan and calculation for on-site parking, provisions to allow brewing in the existing accessory structure and permission to operate outside the Hours of Operation for twelve Special Event dates per year through application for a Temporary Development Permit with the understanding that Special Event dates may not be scheduled for more than two consecutive days and that outside of the hours of 10:00 am to 10:00 pm the doors will remain closed.”**

Motion carried

A motion by Deputy Mayor Nauss, seconded by Councillor Carver, **“THAT Council schedule a Public Information Session for November 27, 2018 at 7:00pm and pursuant to PIM a hearing would be scheduled for December 13, 2018 at 6:30pm to be followed by a Special Council meeting at 7pm or immediately following the close of the public hearing.”**

Motion carried.

Joint Planning and Implementation Steering Committee

Council received the minutes of the March 21, 2018 meeting of the Joint Planning and Implementation Steering Committee.

Lunenburg County Seniors' Safety Program

Council received the October 2018 monthly report of the Lunenburg County Seniors' Safety Program.

NSFM – Municipal Matters

Council received the October 24, 2018 edition of Municipal Matters from the Nova Scotia Federation of Municipalities (NSFM).

NSFM – Partnership with DMA

Council received information from the NSFM on the Partnership Framework with the Department of Municipal Affairs.

NSFM – Resolution Change

Council received notification from NSFM about a change in wording of the resolution on municipal equalization which will be discussed at the caucus meetings.

Notice of Motions

Draft Amended Management of Park Cemetery and Bayview Cemetery By-law

Council received a staff report and a draft Park Cemetery and Bayview Cemetery By-law

A motion by Councillor Feeney, seconded by Councillor Bain, **“THAT Council give first reading to the Amended Management of Park Cemetery and Bayview Cemetery By-law and the second reading to be added to the agenda of the December 11, 2018 agenda.”**

Motion carried.

Draft Repeals By-laws

Council received a staff report on and draft copies of a By-law to Repeal the Town of Mahone Bay’s Town Council By-law; a By-law to Repeal the Town of Mahone Bay’s Rules of Order of Council By-law; a By-law to Repeal the Town of Mahone Bay’s By-law Respecting the Rules Governing the Town Council; a By-law to Repeal the Town of Mahone Bay’s Town Clerk By-law; a By-law to Repeal the Town of Mahone Bay’s Officers and their Duties By-law; a By-law to Repeal the Town of Mahone Bay’s Trades and Licenses By-law; and a By-law to Repeal the Town of Mahone Bay’s Interpretation By-law.

A motion by Councillor O’Neill, seconded by Councillor Carver, **“THAT Council give first notice on the By-law to Repeal the Town Council By-law; the By-law to Repeal the Town of Mahone Bay’s Rules of Order of Council By-law; the By-law to Repeal the Town of Mahone Bay’s By-law Respecting the Rules Governing the Town Council; the By-law to Repeal the Town of Mahone Bay’s Town Clerk By-law; the By-law to Repeal the Town of Mahone Bay’s Officers and their Duties By-law; the By-law to Repeal the Town of Mahone Bay’s Trades and Licenses By-law; and the By-law to Repeal the Town of Mahone Bay’s Interpretation By-law.”**

Motion carried.

Motions

Council Policy

Council received the draft Council Policy as amended following the Special Council meeting of November 5, 2018.

A motion by Deputy Mayor Nauss, seconded by Councillor Nowe, **“THAT Council adopt the Town Council Policy as amended.”** **Motion carried.**

New Business

Staff Report – Animal Control Officers

Council received a staff report on the appointment of additional animal control officers.

A motion by Councillor Feeney, seconded by Councillor O’Neill, **“THAT Council appoint Bonnie Conrad-Truelove and Wade Richard as Animal Control Officers for the Town of Mahone Bay.”** **Motion carried.**

Accounts

A motion by Deputy Mayor Nauss, seconded by Councillor Bain, **“THAT Council approve the accounts in the amount of \$249,781.13.”** **Motion carried.**

Questions

Mark Ekins, resident of 378 Main Street, spoke to Council regarding his concerns about the Saltbox Brewery and his feeling that by-laws are not being followed and the lack of noise control. Mr. Ekins stated that he would like the Town to implement an enforceable noise by-law.

Corey Vaszily, resident of Clearway Street, told Council that she lives across from the carwash building and has had complaints about mechanical noise and noise from the vents and suggested that while she was upset by other noises associated with the business such as car lights, car door noises, staff talking to each other across the parking lot after closing, her greatest concern was mechanical noise. Ms. Vaszily noted that she would like to see any regulations be enforceable and enforced.

Mayor Devenne thanked Mr. Ekins and Ms. Vaszily for their comments and advised of the date of the Public Hearing, at which time residents are encouraged to submit their comments in writing or in person.

In Camera

A motion by Councillor Feeney, seconded by Councillor Nowe, to go In Camera at 8:57 pm to discuss setting a minimum price to be accepted at tax sale as permitted by the MGA section 22(2)(b). **Motion carried.**

Council returned to open session at 9:08 p.m.

There was no business arising from the In Camera Session.

The meeting adjourned upon motion at 9:10 p.m.

TOWN OF MAHONE BAY

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Town Clerk, Maureen Hughes

Mayor, David Devenne