

The Regular Meeting of Town Council for the Town of Mahone Bay was held on Thursday, February 27, 2020 at 7:00 p.m. in Council Chambers.

Present:

Mayor D. Devenne
Councillor J. Bain
Councillor P. Carver
Councillor R. Nowe
Councillor C. O'Neill
Councillor J. Feeney
CAO, D. Heide
Town Clerk, M. Hughes

Absent: Deputy Mayor K. Nauss (regrets)

Gallery: Six

1. Agenda

A motion by Councillor Feeney, seconded by Councillor Carver, **“THAT the agenda be approved as presented.”** **Motion carried.**

2. Minutes

A motion by Councillor Carver, seconded by Councillor O'Neill, **“THAT the minutes of the February 11, 2020 regular council meeting be approved as presented.”** **Motion carried.**

3. Consideration of Delegations

Barbara Carthew – Citizens for Public Transit

Council received a presentation from Barbara Carthew of Citizens for Public Transit, including the submission of the final report of report of the Public Transit Feasibility Study as commissioned by the Citizens for Public Transit.

4. Correspondence – Action Items

4.1 Fran O’Hagan, MBTCC indicating the support of the MBTCC for a unified Wayfinding Signage Plan.

A motion by Councillor Bain, seconded by Councillor Nowe, **“THAT letter from the MBTCC regarding a Wayfinding Signage Strategy be forwarded to the 2020/21 budget process.”** Motion carried.

4.2 Fran O’Hagan, MBTCC with a request for year-round public services.

A motion by Councillor Carver, seconded by Councillor Feeney, **“THAT staff be directed to investigate the costs associated with the winterization of the Comfort Stations.”** Motion carried.

4.3 Fran O’Hagan, MBTCC, requesting permission for the MBTCC to conduct sales at the Visitor Information Centre.

A motion by Councillor Carver, seconded by Councillor O’Neill, **“THAT the MBTCC will be permitted to sell logo printed shopping bags from the Visitor Information Centre as long as it remains a secondary activity to the operation of the Visitor Information Centre.”** Motion carried.

5. Correspondence – Information Items

5.1 NSFM – Monday Memo – February 10, 2020

5.2 NSFM – Tuesday Memo – February 18, 2020

5.3 NSFM – Spring Regional Meeting Dates

5.4 Hon. Gordon Wilson, Department of Environment – Response RE: sea-level rise and storm surge concerns.

A motion by Councillor Carver, seconded by Councillor Nowe, **“THAT Council receive and file the above correspondence, numbered 5.1 to 5.4.”** Motion carried.

6. Staff Reports

Council Report

Council received the Staff Report for February 27, 2020.

Public Hearing Report

Council received a report on the Public Hearing held on February 27, 2020 at 6:30 p.m. to receive public comments on the proposed Town of Mahone Bay Civic Addressing By-law.

A motion by Councillor Carver, seconded by Councillor Feeney, **“THAT Council approve the second and final reading of the Town of Mahone Bay Civic Addressing By-law.”**

Motion carried.

Staff Report – Travel Expense Policy

Council received a staff report including draft amendments to the Town of Mahone Bay Travel Expense Policy in respect to Caregiver Allowance and Meal Allowance. Council discussed several changes to the draft amendments presented; staff will bring revised drafts to the March 10, 2020 Council meeting.

Staff Report – Tax Sale Policy

Council reviewed the Staff Report and Draft Tax Sale Policy originally received at the February 11, 2020 regular meeting of Mahone Bay Town Council.

A motion by Councillor Feeney, seconded by Councillor Carver, **“THAT Council adopt the amended Tax Sale policy as presented.”**

Motion carried.

Staff Report – Flag Flying Policy

Council reviewed the Flag Flying Policy originally received at the February 11, 2020 regular meeting of Mahone Bay Town Council.

A motion by Councillor Carver, seconded by Councillor O’Neill, **“THAT Council designate the Michael O’Connor Memorial Bandstand as the location for the flagpole allowing for flying on request from community groups and organizations.”**

Motion carried.

A motion by Councillor Carver, seconded by Councillor Bain, **“THAT Council adopt the draft Flag Policy as amended.”**

Motion carried.

Staff Report – Strategic Plan Annual Review

Council received a staff report regarding an annual review update on the implementation of Council’s Strategic Plan and associated Action Plan for 2019-20.

Staff Report – Special Events Permitting

Council received a staff report with an update on Special Events permitting.

Councillor Feeney, Councillor O’Neill, **“THAT Council direct staff to schedule a Public Information Meeting to discuss Special Events permitting.”** Motion carried.

Staff Report – Proposed New Private Road Name

Council received a staff report with information on a requested new Private Road name.

A motion by Councillor Nowe, seconded by Councillor Bain, **“THAT Council approve the road name Christines Place for the driveway between 89 and 51 Main Street.”** Motion withdrawn.

The request was deferred to a future meeting of Council pending a report from the Town’s Traffic Authority.

8 Committee Reports

Heritage Advisory Committee

Council received the draft minutes of the February 12, 2020 meeting of the Heritage Advisory Committee.

Regional Emergency Management Organization

Council received the draft minutes of the January 21, 2020 meeting of the Regional Emergency Management Organization (REMO).

A motion by Councillor Feeney, seconded by Councillor Nowe, **“THAT Council approve the Town of Mahone Bay’s portion of the 2020/21 REMO budget.”** Motion carried.

Council took a break at 9:08 pm.

Council returned from their break at 9:16 pm.

Closed Session

A motion by Councillor Feeney, seconded by Councillor Nowe , to go into closed session at 9:16 p.m. to discuss legal advice eligible for solicitor-client privilege; the acquisition, sale, lease and security of municipal property; and contract negotiations; as permitted by MGANS sections 22(2)(g)(a) and (e) respectively.

Council returned to open session at 9:47 p.m.

Matters Arising from Closed Session

A motion by Councillor Carver, seconded by Councillor Bain, “**THAT Council rescind their motion of January 9, 2020 approving the Development Agreement with MacLeod Group Health Services to facilitate development and operation of a 96 bed Nursing Home and 8 bed Assisted Living Facility on Main Street.**” Motion carried.

A motion by Councillor Feeney, seconded by Councillor O’Neill, “**THAT the Town of Mahone Bay announce it’s intention to enter into a revised Development Agreement with MacLeod Group Health Services to facilitate development and operation of a 96 bed Nursing Home and 8 bed Assisted Living Facility on Main Street and schedule a Public Hearing on the draft Development Agreement for March 19, 2020 at 7:00pm.**” Motion carried.

A motion by Councillor Feeney, seconded by Councillor Nowe, “**WHEREAS** the lands described in the Plan of Survey prepared by Berrigan Surveys Limited attached hereto as Schedule “A” constitutes a “street” which has been openly used and enjoyed by the inhabitants of the Town of Mahone Bay for decades to allow access to and from Park Cemetery;

AND WHEREAS Council for the Town of Mahone Bay has determined that it is in the best interests of the Town to accept Park Street as a “street” as defined under section 307 of the MGA which vests absolutely in the Town pursuant to sections 308(1) and 308(3) of the MGA, which is more particularly bounded and described in the Plan of Survey attached hereto as Schedule “A”;

AND WHEREAS Council for the Town of Mahone Bay has caused the Plan of Survey of Park Road attached hereto as “Schedule A” to be completed, and that this Plan of Survey has been filed in the Office of the Clerk for the Town of Mahone Bay, and will be filed at the Lunenburg County Land Registration Office in due course in accordance with sections 312(2) of the MGA;

AND WHEREAS despite the act of declaring Park Street a “street” under the MGA, it is neither the intention nor the desire of the Town to maintain this roadway in any manner other than the manner in which it has historically been maintained by the Town, including, but not limited to the lack of any winter maintenance as declared in the sign currently posted at the beginning of Park Road;

NOW THEREFORE BE IT DECLARED that the lands described in Schedule “A” hereto be accepted as “street” vested absolutely in the Town to be known as “Park Street.””

Motion carried

A motion by Councillor Nowe, seconded by Councillor Carver, “**THAT Council approve the agreement with NSPI regarding the David Veinotte property.**”

Motion carried.

There being no further business, the meeting adjourned upon motion at 9:50 p.m.

TOWN OF MAHONE BAY

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Mayor, David Devenne

Clerk, Maureen Hughes

