



The Regular Meeting of Town Council for the Town of Mahone Bay was held on Monday, September 27, 2021 at 7:02 p.m. via video conference and broadcast via YouTube live.

**Present:**

Mayor D. Devenne  
Deputy Mayor F. Kangata  
Councillor A. Burdick  
Councillor P. Carver (7:07pm)  
Councillor J. Feeney  
Councillor R. Nowe  
Councillor K. Wilson  
CAO, D. Heide  
Town Clerk, M. Hughes

**Absent:**

**Gallery:** online

**Land Acknowledgement**

Let us begin by acknowledging that we are gathered today in Mi'kma'ki. The ancestral, present and future territory of the Mi'kmaw people. Today, we gather with the intent followed by the living Peace and Friendship Treaties - with respect, cooperation and coexistence.

**1. Agenda**

A motion by Councillor Feeney , seconded by Councillor Nowe, "THAT the agenda be approved as presented." **Motion carried.**

**2. Minutes**

A motion by Councillor Wilson, seconded by Councillor Burdick, "THAT the minutes of the September 14, 2021 regular meeting of Council be approved as presented." **Motion carried.**

**3. Presentations**

No presentations.

**4. Correspondence - Action**

4.1 Dr. Seyed Reza Ghaffari and Dr. Mojgan Haji Mahmoodi – Subdivision Request.

A motion by Councillor Feeney, seconded by Councillor Nowe, “THAT the correspondence be forwarded to the Town Planners.” Motion carried.

4.2 Valerie Hearder and Veryan Haysom – Extension of Town Water/Wastewater Services on Fairmont Street.

A motion by Councillor Carver, seconded by Councillor Burdick, “THAT Council direct staff to report back to Council on the cost and anticipated revenue of a water connection to the Cleveland property.” Motion carried.

A motion by Deputy Mayor Kangata, seconded by Councillor Feeney, “THAT Council direct staff to provide a report on the costs and anticipated revenue of extending water and sewer services to the end of Fairmont Street.” Motion carried.

## **5. Correspondence – Information Items**

5.1 NSFM – Monday Memo – September 13, 2021

5.2 Cathy & Sebastian Andreu – Thank you letter.

5.3 Robert A. MacKinnon, President & CEO, Nova Scotia Gaming Corp. – Information About Gaming Industry.

A motion by Councillor Carver, seconded by Councillor Wilson, “THAT Council receive and file correspondence items 5.1 – 5.3.” Motion carried

**Deputy Mayor Kangata, seconded by Councillor Feeney, “THAT Council direct staff to send a thank you letter to Cathy and Sebastian Andreu for their thank you letter.” Motion carried.**

## **6. Staff Reports**

### **6.1 Council Report**

Council received the Staff Report to Council for September 27, 2021.

A motion by Councillor Feeney, seconded by Councillor Carver, “THAT Council accept the staff report to Council for information.” Motion carried.

### **6.2 Coastal Protection Act Consultation**

Council received a staff report with the proposed Coastal Protection Act Regulations and suggested consultation recommendations to submit to the Province on behalf of the Town. This report was deferred from the September 14, 2021 regular Council meeting.

**A motion by Councillor Feeney, seconded by Councillor Nowe, “THAT Council direct staff to respond to the coastal protection act consultation ahead of the September 30, 2021 deadline, with commentary on the applicability of set-backs in the downtown.”**

**Motion carried.**

### 6.3 Repeal of Dangerous/Unsightly Buildings

Council received a staff report to accompany a draft by-law to repeal the Town of Mahone Bay Dangerous/Unsightly Buildings By-law.

A motion by Councillor Feeney, seconded by Councillor Burdick, **“THAT Council provide first reading for the By-law to Repeal the Town of Mahone Bay Dangerous/Unsightly Buildings By-law.”** **Motion carried.**

A motion by Councillor Feeney, seconded by Councillor Carver, **“THAT Council direct staff to schedule a Public Hearing for October 28, 2021 to receive comments from the public regarding the draft By-law to Repeal the Town of Mahone Bay Dangerous/Unsightly Buildings By-law.”** **Motion carried.**

A motion by Deputy Mayor Kangata, seconded by Councillor Feeney, **“THAT Council delegate to the CAO the responsibility to administer the Dangerous/ Unsightly Provisions of the Municipal Government Act (Part XV) holding equity as a value in the application of that role.”** **Motion carried.**

### 6.4 Staff Report - Nursing Home Stormwater

Council received a staff report to present the comment letter regarding stormwater management at the new nursing home on Main Street which was provided by the MacLeod Group (developer) for the information of Council.

A motion by Councillor Feeney, seconded by Councillor Carver, **“THAT Council accept this report for information.”** **Motion carried.**

## 7. Council Items

### 7.1 Mayor Devenne - Truth and Reconciliation Day.

A motion by Councillor Carver, seconded by Councillor Wilson, **“THAT Council direct staff to fly the Grand Council Flag of the Mi'kmaq Nation on the Community Flag Pole on September 30, 2021 in recognition of Truth and Reconciliation Day.”** **Motion carried.**

### 7.2 Councillor Carver - Public Engagement Policy.

Council discussed ways in which Council can improve public engagement earlier in Council procedures.

## **8. Committee Reports**

### **8.1 Heritage Advisory Committee**

Council received the draft minutes of the September 8, 2021 meeting of the Heritage Advisory Committee.

A motion by Councillor Feeney, seconded by Councillor Burdick, “**THAT Council approve a plaquing ceremony, with the Mayor officiating, for the newly registered Municipal Heritage Property at 342 Main Street, that the ceremony be followed by a talk from the Town’s Heritage Researcher, and that the event be funded by the Committee’s annual expense account.**”

**Motion carried.**

## **9. New Business**

No New Business.

## **10. Closed Session**

A motion by Councillor Burdick at 8:58 pm seconded by Councillor Carver, “**THAT Council go into Closed Session to discuss the acquisition, sale, lease and security of municipal property, as permitted by the MGA sections 22(2)(a).**”

**Motion carried.**

Council returned to Open Session at 9:18 pm.

## **Business Arising From Closed Session**

A motion by Councillor Wilson, seconded by Councillor Carver, “**THAT Council direct the Mayor to sign the lease for the St. John’s Evangelical Lutheran Church Parking lot as presented.**”

**Motion carried.**

Council adjourned upon motion at 9:21 pm.

**TOWN OF MAHONE BAY**

Mayor, David Devenne

**TOWN OF MAHONE BAY**

Clerk, Maureen Hughes