



The Regular Meeting of Town Council for the Town of Mahone Bay was held on Thursday, May 26, 2022 at 7:00 p.m. broadcast via YouTube live.

Present:

Mayor D. Devenne
Deputy Mayor F. Kangata
Councillor P. Carver
Councillor R. Nowe
Councillor K. Wilson
Councillor J. Feeney
Town Clerk and Deputy CAO, M. Hughes
Deputy Clerk, K. Redden

Absent: CAO, D. Heide (regrets)

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 Wilson, seconded by Deputy Mayor Kangata, "THAT the agenda be approved as amended to include item 5.8 correspondence from Bruce Bardon via solicitor John T. Shanks - expropriation of lands." **Motion carried.**

2. Minutes

A motion by Councillor Feeney, seconded by Councillor Carver, "THAT the minutes of the May 10, 2022 regular meeting of Council be approved as presented." **Motion carried.**

3. Presentations

No presentations.

4. Correspondence - Action

4.1 Heidi Walsh Sampson – Town of Mahone Bay Solar Garden Project.

This item was deferred for discussion under item 6.7.

4.2 Brooke Nodding, Coastal Action Foundation – Request for financial support for the construction of the Mahone Bay Living Shoreline.

A motion by Councillor Feeney, seconded by Councillor Wilson, **“THAT staff arrange a meeting with Coastal Action, Council and Town staff to receive more detailed information concerning the request for financial support.”** Motion carried.

5. Correspondence – Information Items

5.1 NSFM – Monday Memo – May 9, 2022

5.2 CNSOPB – Vacant Federal Board Position

5.3 Nick Barr, DMAH – Non-Resident Property Tax Removed, Deed Transfer Tax Remains

5.4 Hon. John Lohr, DMAH – 12 Month’s Notice of Provincial Legislation, Regulation or Administrative Actions

5.5 Sherry Costa-Lorenz, Partnership of Awareness Nova Scotia – Provincial Access Awareness Week

5.6 NSFM – Monday Memo – May 16, 2022

5.7 Keith Pomeroy, Mahone Bay Wooden Boat Society – 2021 Financial and Operational Results for the Civic Marina

A motion by Councillor Wilson, seconded by Councillor Nowe, **“THAT correspondence items number 5.1 to 5.7 be received and filed and that council direct staff to write a letter of thank you to Keith Pomeroy for providing the 2021 financial and operational results for the civic marina.”** Motion carried.

6. Staff Reports

6.1 Council Report

Council received the Staff Report to Council for May 26, 2022.

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

6.2 Accessibility Quarterly Update: January – March 2022

Council received a quarterly update from Ellen Johnson, Accessibility Coordinator.

6.3 Report of the Clerk – Public Hearing May 26, 2022

Council received the Report of the Clerk from the Public Hearing for amendments to the Town's Solid Waste Management Bylaw.

6.4 Staff Report - Draft Amended Solid Waste Management Bylaw

Council received the staff report outlining the proposed changes to the Solid Waste Management By-law as well as the draft by-law.

A motion by Councillor Nowe, seconded by Councillor Carver, **"THAT council give second reading to the Solid Waste Management By-law as amended."** **Motion carried.**

6.5 Staff Memo - Appointment of Fire and Building Officials

A motion by Councillor Feeney, seconded by Deputy Mayor Kangata, "THAT Council appoint Graham Hopkins as a Building and Fire Inspector, as well as an administrator for Dangerous and Unsightly Premises for the Town of Mahone Bay effective May 26, 2022 and until such time as the appointment is revoked." **Motion carried.**

A motion by Councillor Feeney, seconded by Councillor Nowe, "THAT Council appoint Ryan Whynot as a Fire Inspector and an administrator for Dangerous and Unsightly Premises for the Town of Mahone Bay, effective May 26, 2022 and until such time as the appointment is revoked." **Motion carried.**

A motion by Councillor Feeney, seconded by Councillor Carver, "THAT Council appoint Brent Haase as an administrator for Dangerous and Unsightly Premises for the Town of Mahone Bay, effective May 26, 2022 and until such time as the appointment is revoked." **Motion carried.**

A motion by Councillor Feeney, seconded by Deputy Mayor Kangata, "THAT Council appoint Earl Woodworth as a Fire Inspector and an administrator for Dangerous and Unsightly Premises for the Town of Mahone Bay, effective May 26, 2022 and until such time as the appointment is revoked." **Motion carried.**

6.6 Staff Report - Solar Garden Grading

Council received a staff report with an overview of the recommended grading plan for the Community Solar Garden.

A motion by Councillor Carver, seconded by Councillor Feeney, "THAT Council approve the grading plan as recommended by AREA." **Motion withdrawn.**

A motion by Councillor Feeney, seconded by Councillor Wilson, “**THAT items 6.6 and 6.9 be deferred to a special meeting with AREA staff to be scheduled at the earliest opportunity.**”
Motion carried.

6.7 Response to Correspondence regarding Solar Garden

Council received a staff report and draft letter responding to a received letter from Heidi Walsh-Sampson.

A motion by Councillor Feeney, seconded by Councillor Carver, “**THAT Council approve the draft letter to Heide Walsh-Sampson, cc’d to other parties included on Ms. Walsh-Sampson’s letter dated May 10, 2022.**”
Motion Carried.

6.8 Staff Report – Walking Trails Accessibility

Council received a staff report updating Council on progress in relation to the implementation of the Nova Scotia Accessibility Act and the Lunenburg County Accessibility Plan, and development of the Accessibility Operational Plan for the Town. Recommendations were made pertaining to walking trails, in consideration of current infrastructure projects.

A motion by Deputy Mayor Kangata, seconded by Councillor Wilson, “**THAT Council direct staff to reflect accessibility best practices – including proposed chip-seal track/trail surfaces – into the current projects at the Sports Field and Aquatic Gardens Park.**”
Motion deferred.

6.9 Staff Report – Service Road Design for Community Solar Garden Distribution Line

Council received a Staff Report with an overview of the recommended distribution line service road design for the Community Solar Garden.

Item deferred during discussion of item 6.6.

7. Council Items

7.1 Mayor Devenne – Service Exchange Renegotiation and MGA Review Survey

Mayor Devenne asked Council members how they would like to proceed with the request from NSFM to complete a survey to support the Service Exchange Renegotiation and MGA Review.

Mayor Devenne will send survey to council members. Council will discuss at their upcoming Policy and Strategy Committee when and how to complete survey.

7.2 Councillor Feeney – Staff Appreciation Day

A motion by Councillor Feeney, seconded by Councillor Carver, “**THAT Council designates August 12, 2022 as Staff Appreciation Day and that staff be given that day off in appreciation of their efforts in advancing the Town’s strategic objectives.**”

Motion carried.

9. New Business

No new business.

10. Closed Session

A motion by Councillor Carver, seconded by Councillor Nowe, “**THAT Council go into closed session at 8:43pm to discuss litigation or potential litigation and contract negotiations as permitted by MGA section 22(2)(f) and (e) respectively.**” **Motion carried.**

Council returned to open session at 10:20 pm.

Business Arising from Closed Session

A motion by Deputy Mayor Kangata, seconded by Councillor Feeney, “**THAT Council direct staff to reflect accessibility best practices –including proposed chip-seal track/trail surface at the Sports Field as part of the current ongoing project.**” **Motion carried.**

Council adjourned upon motion at 10:21pm.

TOWN OF MAHONE BAY

Mayor, David Devenne

TOWN OF MAHONE BAY

Town Clerk, Maureen Hughes

