

---

The Regular Meeting of Town Council for the Town of Mahone Bay was held on Thursday, September 29, 2022 at 7:00 p.m. in Council Chambers and broadcast via YouTube live.

Present:

Mayor D. Devenne  
Deputy Mayor F. Kangata  
Councillor P. Carver  
Councillor J. Feeney  
Councillor R. Nowe  
Councillor K. Wilson  
CAO, Dylan Heide

Absent:

Gallery: Online & 6 in-person gallery

Public Input Session

Norman Mossman of Main Street spoke briefly concerning the impact of the Solar Garden project on his property.

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 Nowe, seconded by Councillor Carver, "THAT the agenda be approved as submitted."  
Motion carried.

2. Minutes

A motion by Councillor Carver, seconded by Councillor Feeney, "THAT the minutes of the September 13, 2022 regular meeting of Council be approved as presented."  
Motion carried.

A motion by Councillor Wilson, seconded by Councillor Feeney, "THAT the minutes of the September 23, 2022 special meeting of Council be approved as presented."  
Motion carried.

### 3. Presentations

#### 3.1 Lesley McFarlane and Lisa Bozek - MJSB

Council received a presentation Lesley McFarlane, COO, and Lisa Bozek, Director of IT, from the Municipal Joint Services Board to introduce themselves to Council.

### 4. Correspondence – Action

#### 4.1 Mary Lou and John Croft – Grant Request

A motion by Deputy Mayor Kangata, seconded by Councillor Feeney, “THAT Council approve the request from Mary Lou & John Croft to provide a grant of \$350 in support of Ukrainian refugees.”  
Motion carried.

#### 4.2 Peter Redden – Solar Garden project location request.

A motion by Councillor Wilson, seconded by Councillor Nowe, “THAT Council **direct staff to prepare a detailed response to Mr. Redden and Ms. Doig’s letter – and Mr. Mossman’s letter – regarding alternative sites / approaches for the Solar Garden project, including identified benefits or drawbacks of each, timelines of any relevant decisions of Council, and references to any public documentation where available.**”  
Motion carried.

### 5. Correspondence – Information Items

#### 5.1 Bruce Bardon – Petition RE Mahone Bay’s Planned Expropriation of Private Resident’s Land.

A motion by Councillor Carver, seconded by Councillor Feeney, “THAT Council direct staff to send a letter to Mr. Bardon thanking him and advising him that his questions, along with those of the petition’s signatories, will be addressed at the Town’s open house on Wednesday, October 19, 2022.”  
Motion carried.

#### 5.2 NSFM – Monday Memo – September 12, 2022

#### 5.3 Guy Deveau, Joint Regional Transportation Agency – Creation of JRTC Crown Corporation.

#### 5.4 Patricia Smith, Society of St. Vincent de Paul – Thank you for grant.

#### 5.5 Alan V. Parish, Warden, County of Annapolis – Moratorium on Aerial Herbicide Spraying.

#### 5.6 Bill Kowalski – Thanks for parking fix at Orchard Street and Main Street.

#### 5.7 NSFM – Monday Memo – September 20, 2022

#### 5.8 Norman and Doreen Mossman – Proposed power line and road from solar garden

A motion by Councillor Carver, seconded by Councillor Wilson, “THAT correspondence items number 5.2 to 5.8 be received and filed.” Motion carried.

## 6. Staff Reports

### 6.1 Council Report

Council received the Staff Report to Council for September 29, 2022.

A motion by Deputy Mayor Kangata, seconded by Councillor Nowe, “THAT Council accept the report for information.” Motion carried.

### 6.2 Staff Report – Fire Station Financing \*deferred from September 13, 2022

Council received a staff report with information as it relates to the cost and financing for the Mahone Bay & District Fire Department’s newly constructed Fire Station and Hall.

A motion by Councillor Feeney, seconded by Councillor Nowe, “THAT Council approve a Transfer from the Town Capital Reserve in the amount of \$250,000, for Phase 2 of the Fire Station and Hall Project.” Motion carried.

### 6.3 Special Election Update

Council received a staff report with an update regarding the 2022 Special Election.

A motion by Councillor Carver, seconded by Councillor Feeney, “THAT Council set Tuesday, November 1, 2022 as Nomination Day for the 2022 Special Election.” Motion carried.

A motion by Councillor Feeney, seconded by Councillor Carver, “THAT Council appoint Leah Zinck as the Returning Officer for the Town of Mahone Bay Special Election.” Motion carried.

A motion by Councillor Wilson, seconded by Councillor Carver, “THAT Council appoint Maureen Hughes as the Deputy Returning Officer for the Town of Mahone Bay Special Election.” Motion carried.

A motion by Deputy Mayor Kangata, seconded by Councillor Nowe, “THAT Council approve the use of the Provincial List of Electors for the Town of Mahone Bay Special Election.” Motion carried.

#### 6.4 Staff Report – Municipal Boundary Review

Council received a staff report with an overview of information received from the public participation process to inform Council's application to the Nova Scotia Utility and Review Board for the 2022 Municipal Boundary Review.

A motion by Councillor Feeney, seconded by Councillor Wilson, "THAT Council make application to the Nova Scotia Utility and Review Board that the number of councillors for the Town of Mahone Bay be six, that Council provide the reasons for the recommendation regarding the number of Councillors and, that Council make application to the Nova Scotia Utility and Review Board that Mahone Bay remain undivided by polling districts. Motion carried.

#### 6.5 Memo – Request to use Old Firehall for Flu Vaccine Clinic

Council received a memo with information on a request from the Kinburn Pharmasave to use the old firehall to hold their 2022 Annual Flu Vaccine clinic.

A motion by Councillor Carver, seconded by Councillor Nowe, "THAT Council approve the request from the Kinburn Pharmasave for use of the old firehall to hold their 2022 Annual Flu Vaccine clinic, with details to be arranged by staff." Motion carried.

#### 6.6 Staff Report – 2022/23 Business Plan

Council received a staff report to present to Council the draft 2022-23 Business Plan for the Town of Mahone Bay. Discussion on the draft business plan was deferred to follow the Closed Session.

#### 6.7 Staff Report – Fall 2022 Transportation Update

Council received a staff report to present Council with updates on the implementation of transportation projects and initiatives previously approved by Council.

A motion by Councillor Feeney, seconded by Councillor Wilson, "THAT Council convey approval for the installation of new trail-head signage by the local trail associations, where applicable." Motion carried.

A motion by Deputy Mayor Kangata, seconded by Councillor Carver, "THAT Council hereby set speed limits within the boundaries of the Town of Mahone Bay at 40 km/h with the exception of Main Street and Edgewater Street, which are considered arterial/collector roads by the Province and therefore have a speed limit of 50 km/h, and established school zones where the speed limit drops to 25 km/h when children are present." Motion carried.

A motion by Councillor Wilson, seconded by Deputy Mayor Kangata, “THAT Council approve the installation of speed humps/cushions on Pleasant Street, from Fairmont to Fauxburg Road, as well as on Fauxburg Road, with a letter to be distributed to residents of Pleasant and Fauxburg informing them of the Town’s intention in this regard and providing contact information for the Town’s CAO/Traffic Authority.” Motion carried.

A motion by Councillor Feeney, seconded by Deputy Mayor Kangata, “THAT Council approve the installation of a wayfinding kiosk and bike racks at the Western end of public parking lot on Clairmont Street, supported by confirmed funding from the Provincial Connect2 program.” Motion carried.

## 7. Council Items

### 7.1 Mayor Devenne – Appointment to Community Logo Steering Team

A motion by Councillor Feeney, seconded by Deputy Mayor Kangata, “THAT Council defer appointment of members to the Community Logo Steering Team until the first Council meeting in January 2023 or until sufficient public nominations have been received to fill available seats on the steering team.” Motion carried.

### 7.2 Councillor Nowe

A motion by Councillor Nowe, seconded by Councillor Wilson, “THAT Council approve the Public Works Department move to the Old Firehall at 184 Kinburn Street, at least until April 2023, to assess the feasibility of a permanent move to that location.”

A motion to Councillor Wilson, seconded by Councillor Carver, “THAT the motion be tabled to the regular meeting of Council scheduled for October 27, 2022.” Motion carried.

## 8. Committee Reports

### 8.1 Asset Management Committee – September 22, 2022

Council received the draft minutes of the September 22, 2022 meeting of the Asset Management Committee.

A motion by Councillor Feeney, seconded by Councillor Nowe, “THAT Council direct staff to send a letter to Patti Sharp expressing the Town’s appreciation for her service on the Asset Management Committee.” Motion carried.

A motion by Councillor Feeney, seconded by Deputy Mayor Kangata, “THAT Council accept the report of the Asset Management Committee for Sept. 22, 2022.” Motion carried.

A motion by Councillor Feeney at 9 pm, seconded by Councillor Nowe, to go into Closed Session to discuss acquisition, sale, lease, and security of municipal property; personnel matters; contract negotiations, litigation or potential litigation; as permitted by the Municipal Government Act section 22(2) sections (a), (c), (e) and (f) respectively.

Motion carried.

Council returned to Open Session at 10:15 pm

**Business Arising from Closed Session**

A motion by Councillor Feeney, seconded by Councillor Wilson, “THAT Council increase the budget allocation for the purchase of voltage regulators by the electrical utility to \$100,000.”

Motion carried.

A motion by Councillor Wilson, seconded by Deputy Mayor Kangata, “THAT Council approve the change order from Tulloch Engineering in the amount of \$27,985.”

Motion carried.

A motion by Councillor Carver, seconded by Councillor Nowe, “THAT Council approve a credit in the amount of \$1,678 for water service to 16 Orchard Street.”

Motion carried.

A motion by Councillor Feeney, seconded by Deputy Mayor Kangata, “THAT Council approve the reimbursal of Bill Lewis at 78 Pleasant Street in the amount of \$2,000, for removal of a tree at the direction of the Town, where the tree was found to be located on Town property.”

Motion carried.

A motion by Deputy Mayor Kangata, seconded by Councillor Feeney, “THAT Council approve the 2022-23 Business Plan as presented.”

Motion carried.

Council adjourned upon motion at 10:18 pm.

TOWN OF MAHONE BAY

TOWN OF MAHONE BAY

Mayor, David Devenne

CAO, Dylan Heide