

2022-02-15 Municipal Council Summary of Motions

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Minutes of the regular session of Municipal Council held on Tuesday, February 15, 2022 at 10:00 a.m., via Zoom Teleconference, in accordance with the Direction of the Minister under a Declared State of Emergency (*see attached*).

Roll Call

District 1 – Bruce Prout, present
District 2 - Brian “Fuzzy” Connell, present
District 3 – Alan Parish, present
District 4 – Clyde Barteaux, present
District 5 – Lynn Longmire, present
District 6 – Alex Morrison, present
District 7 – David Hudson, present
District 8 – Michael Gunn, present
District 9 – Wendy Sheridan, present
District 10 – Brad Redden, present
District 11 – Diane LeBlanc, present

Also Present: CAO David Dick; Municipal Clerk Carolyn Young; other staff including W. Atwell, N. Barteaux, L. Bent, D. Campbell, C. Mason, D. Patterson, D. Ryan, and J. Young; and 2 members of the public.

Disclosure of Interest

None.

Agenda Approval

Deputy Warden Gunn moved, seconded by Councillor Hudson, to approve the agenda as circulated. Motion carried unanimously.

Re: African Heritage Month - Warden Parish recognized African Heritage Month and read the proclamation as signed and posted on February 1st.

Re: COVID – The Warden noted recent changes made by the Province, with Phase 1 coming into effect yesterday; meeting in person is not possible for us until the last phase, so we will continue to meet via Zoom until the requirement for social-distancing is lifted.

Minutes

MOTION 220215.01 Minutes 2022-01-18 Regular Session Council

It was moved by Deputy Warden Gunn, seconded by Councillor Prout, that the minutes of the regular session of Municipal Council held on January 18, 2022, be approved as circulated. Motion carried unanimously.

MOTION 220215.02 Minutes 2022-01-25 Special Session Council

Deputy Warden Gunn moved, seconded by Councillor LeBlanc, that the minutes of the Special session of Municipal Council held on January 18, 2022, be approved as circulated. Motion carried unanimously.

Business Arising from the Minutes

None.

Councillor Comments*District 1 – Councillor Prout (as submitted)*

While reading the minutes of the January Regular Council Meeting I was reminded of the comments offered by a number of councillors who had spoken regarding our, (then two), storms. At the present time we have experienced a doubling of the number of severe winter storms since that meeting. Again I would like to thank the Nova Scotia Power crews, the TIR dispatchers and plow operators, as well as the Annapolis County Staff who have worked so diligently to help keep us all safe and warm throughout the last six weeks. While I am not sure that I can say that “Spring is just around the corner”, I can state that Daylight Saving Time begins on March 13th which is less than four weeks away.

In addition, I would like to wish everyone a meaningful Black History Month. It is a time for all of us to learn about the many contributions and accomplishments of our African Nova Scotia communities and individuals who have made up such an important part of our shared cultural history, as well as those who are continuing to do so.

District 2 – Councillor Connell noted that growing up he played a lot of sports with people and friends of African heritage. He has read about the many accomplishments of black people from our area. Looking forward to spring.

District 3 – Warden Parish also thanked NSP and internet companies working hard to restore service. Clarence only lost power in first storm. Roads are plowed today. Agrees with comments given regarding Black History Month.

District 4 – Councillor Barteaux (as submitted)

There has been much to do every month with calls, correspondence, committee work and other meetings and all that is necessary to make the County whole. Talking with constituents has been very important. Note that the county wide planning process is ramping up. Everyone in the county should be putting forth their thoughts and concerns for inclusion in the final analysis process. Proceeding in developing the plan in its totality, your input will be vital.

We are also entering budget season for 2022 – 2023 and have to figure out the goals required for a successful fiscal year. The challenging times ahead will be assessing how to balance and accomplish what is required and what is desired for moving this county productively into the future.

I will finalize my comments by saying be happy and stay safe.

District 5 – Councillor Longmire commented on this most recent large storm – quite a challenging morning! She added her comments on Black History month. Offered gratitude to the groups who have helped us through the storms. The 2022 national theme for black history month is February and Forever, celebrating today and every day. She encourages all to take in a documentary or live feed. Attended REMO meeting this month, along with reading lots of material for this meeting. Lots to face in upcoming months, budget. Exciting times.

District 6 – Councillor Morrison (as submitted)

Clementsport branch Royal Canadian Legion is resuming activities with roast beef supper this Friday starting at 5pm. Elizabeth and I can vouch for the excellence of the beef and yorkshire pudding.

Architect firm Jost+Associates of Annapolis Royal has started process of designing the Cornwallis Park-based hospice. Proponents of the project, Atalanta Hospice Society, will be asking to present to Council soon. Colleagues will recall the support we provided to the hospice located in Kentville.

Residents of Cornwallis Park, Clementsport, Upper Clements and Deep Brook are anxious to improve their areas' outdoor recreation facilities, including year-round access to the Cornwallis Park beach. A small committee has been set up to begin planning and it will shortly be expanded to include more members.

District 7 – Councillor Hudson agreed with previous comments regarding Black History Month and the work of Nova Scotia Power, Transportation and Infrastructure Renewal and Public Works staff. District 7 residents have been busy dealing with snow.

District 8 – Deputy Warden Gunn noted he recognizes the efforts of the black community at all times. Southern-most part of his district, Maitland Bridge is losing Myra Holdright as Post Mistress, a position she has held for many years. Canada Post will issue an RFP for her replacement. The Foresters Hall continues to offer events to keep people active by keeping the skating rink kept cleared and available. On behalf of the Warden, he attended a presentation on Extended Producer Responsibility (EPR) for printed paper and packaging. Many want an end to vaccine mandates. It has affected many in the county and the country.

District 9 – Councillor Sheridan agreed with previous comments on Black History Month, noting she misses going to Inglewood. She had a phone call last week and though it was going to be a survey. It was a conference call with Premier Houston and the Minister. She found it very interesting. Looking forward getting back to normal.

District 10 – Councillor Redden echoed comments on Black History Month. He noted that there is a group located at a block of forest being harvested around Trout Lake, called Last Hope, which connects to larger blocks, a pathway for animals. There has been a very silent occupation for 75 days now, through all these storms. It is a fine example of how protest can be done.

District 11 – Councillor LeBlanc thanks to all for clearing snow! We are waiting for it to go away. Residents are waiting for relaxed restrictions. Normal has been changed but we still need to remain vigilant. Black Heritage Month – great to see celebration and importance of black people in our community and Canada.

New Business

Re: Reorganization of NSFM (Nova Scotia Federation of Municipalities)

MOTION 220215.03 Reorganization of NSFM – Invite NSFM

It was moved by Councillor Morrison, seconded by Councillor Longmire, that municipal council send a letter to NSFM asking that a representative attend a Council meeting to explain, accept comments, and answer questions, concerning the proposed reorganization of NSFM. Motion carried unanimously.

Re: Recommendation Report Draft Annapolis County Accessibility Plan

MOTION 220215.04 Annapolis County Accessibility Plan

Deputy Warden Gunn moved, seconded by Councillor Redden, that municipal council approve the Annapolis County Accessibility Plan for submission to the Province of Nova Scotia in March, 2022.

It was moved by Councillor Morrison, seconded by Councillor LeBlanc, to allow Chair of the Accessibility Advisory Committee John Smith, to speak. Motion carried unanimously.

John Smith – the committee used a universal design. i.e. - looking at washrooms as universal – everyone has a right to use services and be welcome in the community.

After discussion regarding gender, it was moved by Councillor Sheridan, seconded by Councillor LeBlanc, to permit Mr. Smith to speak. Motion carried unanimously.

John Smith – the committee looked at language and not using he/she but using ‘they’ throughout the policy. A gender accessibility lens was used, it was not ignored.

The Question was called on the motion.
Motion carried unanimously.

Regarding the next item, the Warden asked council how they wish to proceed – to discuss it today, at next council, or at a special meeting.

Re: Special Session – it was the consensus of those present to hold a Special Session of Council on Tuesday, March 1, 2022 at 10:00 a.m.

It was moved by Deputy Warden Gunn, seconded by Councillor Connell, to defer discussion on the Recommendation Report Continued Use of the Bridgetown Community Area Rate to the March 1, 2022 Special Session of Council. Motion carried unanimously.

Re: Recommendation Report Demolition of the Former Upper Clements Park Site Award of Contract

MOTION 220215.05 Demolition of Former Upper Clements Park – Contract Awarded to Dexter Construction Ltd.

Deputy Warden Gunn moved, seconded by Councillor Morrison, that Municipal Council award the contract for the RFP MCOA2021-11-05 Former Amusement Park Site Demolition & Site Clean-up Upper Clements, NS to Dexter Construction Ltd. for a total value of \$496,500 plus HST and approve a contingency budget for general demolition and hazardous waste materials of \$100,000 plus HST (project budget total of \$622,065.99 inclusive of HST rebate).

It was moved by Councillor Hudson, seconded by Councillor Redden, to amend the motion by removing the words ‘and approve a contingency budget for general demolition and hazardous waste materials of \$100,000 plus HST’. Motion lost, 4 in favour, 7 against.

The Question was called on the motion.
Motion carried, 10 in favour, 1 against.

Reports and Recommendations

Re: Special Committee of the Whole (2022-01-25)

• ***Future Operation of Raven Haven Beachside Family Park***

MOTION 220215.06 Future Operation of Raven Haven Beachside Family Park

It was moved by Deputy Warden Gunn, seconded by Councillor Sheridan, that municipal council authorize the CAO to prepare a long-term plan for future operation of Raven Haven as a Day Use Park commencing in 2022-23. Motion carried unanimously.

Re: Committee of the Whole (2022-02-08)

• ***Former Bridgetown Town Hall***

Deputy Warden Gunn moved, seconded by Councillor Redden, that Municipal Council begin the process to register the former Bridgetown Town Hall as a municipal heritage property and that the former Town Hall property not be sold until the registration process is completed, in accordance with the recommendation of Committee of the Whole.

It was moved by Councillor Hudson, seconded by Councillor Connell, to amend the motion by removing “*and that the former Town Hall property not be sold until the registration process is completed*”. Motion carried, 9 in favour, 2 against.

The Question was called on the motion as amended to read:

MOTION 220215.07 Former Bridgetown Town Hall Begin Process to Add to the Municipal Heritage Register

Deputy Warden Gunn moved, seconded by Councillor Redden, that Municipal Council begin the process to register the former Bridgetown Town Hall as a municipal heritage property in accordance with the recommendation of Committee of the Whole. Motion carried unanimously.

• ***Municipally-Registered Heritage Property (MRHP) St. Andrews Church Substantial Alteration Application***

MOTION 220215.08 MRHP St. Andrews Church Approve Substantial Alterations

Deputy Warden Gunn moved, seconded by Councillor Redden, that municipal council approve the St. Andrew’s Anglican Church application for substantial alteration to replace the amber window glass with clear glass, encouraging the applicant to retain some of the amber glass in the gothic revival windows on the north and south side of the building as much as possible, pursuant to the recommendation of Committee of the Whole. Motion carried unanimously.

• ***Intermunicipal Emergency Services Agreement***

MOTION 220215.09 Intermunicipal Emergency Services Agreement - Approve

It was moved by Deputy Warden Gunn, seconded by Councillor Connell, that Municipal Council approve the Inter-municipal Emergency Services Agreement, in accordance with the recommendation of Committee of the Whole. Motion carried unanimously.

• ***C6 Regional Emergency Management Bylaw***

MOTION 220215.10 C6 Regional Emergency Management Bylaw – First Reading

Deputy Warden Gunn moved, seconded by Councillor Sheridan, that Municipal Council give first reading to approve the *C6 Regional Emergency Management Bylaw*, pursuant to the recommendation of Committee of the Whole. Motion carried unanimously.

• ***Letter of Request to Minister Responsible for Emergency Management***

MOTION 220215.11 Send Letter of Request to Minister Responsible for Emergency Management

It was moved by Deputy Warden Gunn, seconded by Councillor Connell, that that Municipal Council approve forwarding the letter of request to the Minister Responsible for Emergency Management (Honourable John Lohr), in accordance with the recommendation of Committee of the Whole. Motion carried unanimously.

- ***Victoria Hamilton Appointment***

MOTION 220215.12 Appointment – Victoria Hamilton as Development Officer

Deputy Warden Gunn moved, seconded by Councillor LeBlanc, that municipal council appoint Victoria Hamilton as a Development Officer for the Municipality of the County of Annapolis to administer the Municipality's Land Use Bylaws and Subdivision Bylaw, pursuant to the recommendation of Committee of the Whole. Motion carried unanimously.

- ***Brendan Lamb Appointment***

MOTION 220215.13 Appointment – Brendan Lamb as Development Officer

It was moved by Deputy Warden Gunn, seconded by Councillor LeBlanc, that municipal council appoint Brendan Lamb as a Development Officer for the Municipality of the County of Annapolis to administer the Municipality's Land Use Bylaws and Subdivision Bylaw, in accordance with the recommendation of Committee of the Whole. Motion carried unanimously.

- ***Municipally- Registered Heritage Property (MRHP) Clarence Community Hall Application for Substantial Alterations***

MOTION 220215.14 MRHP Clarence Community Hall – Refer Application for Substantial Alterations to Heritage Advisory Committee

Deputy Warden Gunn moved, seconded Councillor LeBlanc, that municipal council refer the substantial alteration application to replace the roof and exterior trim boards for Clarence Community Hall, 3337 Clarence Road, to the Heritage Advisory Committee, pursuant to the recommendation of Committee of the Whole. Motion carried unanimously.

- ***Request Proposal from Western Woodlot Services Cooperative***

MOTION 220215.15 Request Proposal from Western Woodlot Services Cooperative

It was moved by Deputy Warden Gunn, seconded by Councillor Prout, that municipal council request a proposed operating plan from Western Woodlot Services Cooperative with respect to an ecological management process of a 15-20 Hectare section of the Greywood site (PID 05091152), in accordance with the recommendation of Committee of the Whole. Motion carried unanimously.

Annual Reports

Councillor Hudson moved, seconded by Deputy Warden Gunn, to receive all the annual reports for information, submitted in accordance with AM-1.3.1 Presentation of Annual Reports Policy.

Re: Brianna Hiltz, Letter of Congratulations

MOTION 220215.16 Brianna Hiltz Letter of Congratulations

It was moved by Councillor LeBlanc, seconded by Councillor Longmire, to send a letter of congratulations to Brianna Hiltz for this accomplishment. Motion carried unanimously.

The Question was called on the original motion.
Motion carried unanimously.

Correspondence

Re: 2022-01-12 Municipal Affairs and Housing – in response to Council's letter dated November 17, 2021 regarding the Housing crisis and how it is affecting the residents of Annapolis County, noting governments

announcement of a series of steps to increase the overall supply of housing; the extension of the cap on rent increases; addressing the housing affordability challenges; and looking forward to working together to better meet the housing needs in our communities and across the province.

Adjournment

It was moved by Deputy Warden Gunn, seconded by Councillor Sheridan, that municipal council adjourn its session at 12:07 p.m. until the next regular meeting scheduled for Tuesday, March 15, 2022.

Warden

Municipal Clerk

Direction of the Minister
under a Declared State of Emergency
(Section 14 of the *Emergency Management Act*)
20-008

Under my authority in Section 14 of the Emergency Management Act, I order that this Direction (20-008) repeal and replace the Direction regarding municipal meetings issued on March 22, 2020.

During the Provincial State of Emergency declared on March 22, 2020, and under the authority provided to me in Section 14 of the Emergency Management Act, in addition to any other directives I have issued and not repealed or otherwise terminated, I direct that all municipalities and villages in the Province:

1. **Effective at 8am on July 29, 2020**, may hold meetings exclusively in person if all the following conditions are met:

- i) the total number of persons present does not exceed a gathering limitation imposed in a *Health Protection Act* order;
- ii) all physical distancing requirements or other requirements imposed in a *Health Protection Act* order are met.

2. If the conditions set out in (1) cannot be met, the municipality or village must not hold meetings exclusively in person and must instead hold the meeting partly or wholly as a virtual meeting by video or telephone, and ensure that all of the following conditions are met:

- i) the total number of persons present for any in person portion of the meeting does not exceed a gathering limitation imposed in a *Health Protection Act* order; and
- ii) for any in person portion of the meeting, all physical distancing requirements or other requirements imposed in a *Health Protection Act* order are met.

For clarity, this direction does not apply to statutorily required meetings of electors for a village commission which are covered under Direction 20-007 issued on May 20, 2020.

Despite this direction, municipalities and villages are still authorized to continue making other operational decisions especially those required for service delivery.

Please note that these directions are in addition to any requirements established in a Medical Officer's order under the *Health Protection Act*.

A failure to comply with this direction could result in a summary conviction with fines between \$500 to \$10,000 for individuals and up to \$100,000 for a corporation per incident.

This direction will remain in place for the duration of the Provincial State of Emergency unless it is terminated in writing by me earlier.

Dated July 29, 2020.

Original signed by

Hon. Chuck Porter
Minister of Municipal Affairs and Housing