

2022-11-15 Council Agenda Package

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MUNICIPALITY OF THE COUNTY OF ANNAPOLIS

MUNICIPAL COUNCIL AGENDA

10:00 a.m. – Tuesday, November 15, 2022

Municipal Administration Building, 752 St. George Street, Annapolis Royal

PAGES	1.	ROLL CALL
	2.	ELECTION OF WARDEN and DEPUTY WARDEN
	3.	ELECTION OF NOMINATING COMMITTEE
	4.	DISCLOSURE OF INTEREST
	5.	APPROVAL of the AGENDA (Order of the Day) That municipal council approve the Order of the Day as circulated.
5-15	6.	APPROVAL OF MUNICIPAL COUNCIL MINUTES
	6.1	2022-10-25 Regular That the minutes of the Regular Session of Council held October 25, 2022, be approved as circulated.
	7.	COTW RECOMENDATIONS
16	7.1	• 2022-11-08 Committee of the Whole <i>Annapolis County Municipal Housing Corp. Board Member Appointments</i> That municipal council appoint Carol Ward, Ann Burns, and Paula Bliz to the Annapolis County Municipal Housing Corporation for a two-year term ending November 30, 2024, and appoint Alnoor Rajan to the Annapolis County Municipal Housing Corporation for a third two-year term ending November 30, 2024; and extend the appointments of Nancy McGrath and Gail Grover to November 30, 2027 as requested by the Province (Seniors and Long Term Care), and by Resolution of the Board and Municipal Council’s recent amendment of the Instrument of Incorporation.
	7.2	<i>SR2022-22 AM-1.4.22 Traffic Authority Policy New</i> That municipal council approve <i>AM-1.4.22 Traffic Authority Policy</i> as circulated pursuant to 7-day notice given on November 8, 2022.



MUNICIPALITY OF THE COUNTY OF ANNAPOLIS

MUNICIPAL COUNCIL AGENDA

10:00 a.m. – Tuesday, November 15, 2022

Municipal Administration Building, 752 St. George Street, Annapolis Royal

- 7.3** ***SR2022-24 2022-23 Community Grants Wilmot Mountain United Baptist Church***
That municipal council approve a grant in the amount of \$1,300 to Wilmot Mountain United Baptist Church to assist with their Mount Rose Church Restoration Project from the Capital Projects Assistance Program, Small Project Matching Grants in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.4** ***SR2022-25 2022-23 Community Grants Fundy Folk Association (Evergreen Theatre)***
That municipal council approve a grant in the amount of \$2,000 to Fundy Folk Association (Evergreen Theatre) to assist with their roof re-shingling project from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.5** ***SR2022-26 2022-23 Community Grants Granville Centre Community Hall Association***
That municipal council approve a grant in the amount of \$1,200 to the Granville Centre Community Hall Association to assist with their heating system upgrade project from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.6** ***SR2022-27 2022-23 Community Grants Margaretsville Baptist Church***
That municipal council approve a grant in the amount of \$1,312.86 to the Margaretsville Baptist Church to assist with their Picnic Table Shelter project from the Community Programs Assistance Fund in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.7** ***SR2022-28 2022-23 Community Grants Melvern Square and Area Community Centre Association***
That municipal council approve a grant in the amount of \$2,400 to the Melvern Square & Area Community Centre Association to assist with an electrical service upgrade to the community centre from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.

NEW BUSINESS

- 17 8.
8.1 Resignation of Councillor District 3



MUNICIPALITY OF THE COUNTY OF ANNAPOLIS

MUNICIPAL COUNCIL AGENDA

10:00 a.m. – Tuesday, November 15, 2022

Municipal Administration Building, 752 St. George Street, Annapolis Royal

18-28

8.2

SR2022-29 Special Election District 3

That Municipal Council appoint Carolyn Young as the Returning Officer and delegate its powers of appointment to the clerk in accordance with Section 4 of the *Municipal Elections Act (MEA)*.

8.3

That Municipal Council delegate its authority to make, revise and amend the tariff of fees and expenses and provide for a method of rendering and verifying accounts for payment to the clerk, in accordance with section 139 of the *Municipal Elections Act*.

8.4

That municipal council fix the date of the special election to be Saturday January 28, 2023, with the following *stated dates*:

January 3, 2023 Nomination Day (required by the MEA)

*January 21, 2023 1st Advance Poll (required by the MEA)

*January 24, 2023 2nd Advance Poll (required by the MEA) (**with the actual advance poll running live between January 15-27 in accordance with our C8 Alternative Voting Bylaw*)

February 13, 2023 Special Council to Swear-in New Councillor

9.

COUNCILLOR COMMENTS

Council Tracking List (September, October, November)– For Information

10.

ADJOURNMENT

That Municipal Council adjourn its session until the next regular meeting scheduled for **Tuesday, December 20, 2022**

**2022-10-25 Municipal Council
Summary of Motions**

MOTION 221025.01	Minutes 2022-09-27 Regular Session Council	2
MOTION 221025.02	AM-1.4.15 Dangerous and Unsightly Premises Policy	2
MOTION 221025.03	Consider Application to Amend Development Agreement for 10301 Highway 201 Meadowvale PID 05292347	2
MOTION 221025.04	AM-1.2.0 Committees of Council and Council Meetings – Procedures Policy Amend	3
MOTION 221025.05	Queen Street Project Additional Funding	3
MOTION 221025.06	Non-Paving Aspects Parking Lot Granville Street Bridgetown Funding	3
MOTION 221025.07	AM-1.4.11 Community Contributions Policy Amend (Deletion)	4
MOTION 221025.08	AM-1.4.11 Community Contributions Policy Amend (Change)	4
MOTION 221025.09	2022-23 One-Time Grant to TCTS	4
MOTION 221025.10	Community Halls and Centres Assistance Grant – Victoria Vale Baptist Church / Parker Hall	4
MOTION 221025.11	Bridgetown Area Advisory Committee Extend Citizen Appointment – Brandon Lake	4
MOTION 221025.12	Annapolis County / Lunenburg County Mutual Aid Agreement Approve	5
MOTION 221025.13	Bridgetown Land Use Bylaw Map Amendment First Reading and Public Hearing	5
MOTION 221025.14	AM-2.7.8 COVID-19 Proof of Vaccination Policy Suspend	5
MOTION 221025.15	Nova Scotia/Maine Ferry Letter to Premier et als	5
MOTION 221025.16	CAO Selection Working Group Amend Membership	5
MOTION 221025.17	Seaside Communications Payment	6
MOTION 221025.18	Nictaux Wastewater Treatment Plant Screener	6
MOTION 221025.19	Compost Cart Funding	6
MOTION 221025.20	Capital Commitment – Enabling Accessibility	7
MOTION 221025.21	AM-1.4.25 Closure of Portion of Park Street Bridgetown Policy New	7
MOTION 221025.22	2022-23 Kings Transit Operating Deficit and Funding	7

Minutes of the regular session of Municipal Council held on Tuesday, October 25, 2022 at 10:00 a.m., at the Municipal Administration Building, 752 St. George Street, Annapolis Royal, NS.

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: Interim CAO Doug Patterson; Municipal Clerk Carolyn Young; other staff including A. Anderson, N. Barteaux, L. Bent, D. Campbell, D. Hopkins, C. Mason, N. Whitman, and Jim Young; 11 members of the public.

PRESENTATION

Re: Speeding in Granville Ferry – Sandy Sokolik presented the views of the residents of Granville Ferry regarding speeding in the community. She challenged the people in the room to reduce the speed limit.

Warden Parish thanked her for the presentation, noting municipal government can’t change speed limits, but can advocate for the change.

Notice of Motion

Council will bring a motion in November to purchase speed signs.

Disclosure of Interest

None.

Agenda Approval (Order of the Day)

Request to add under New Business: 6.8 2022-10-24 Letter of Response Minister Environment & Climate Change.

Request to add to In-camera (c) personnel matters

That municipal council approve the Order of the Day as amended.

Moved: Deputy Warden Gunn

Seconded: Councillor LeBlanc

Motion carried unanimously.

Minutes

• *2022-09-27 Regular Council*

MOTION 221025.01 Minutes 2022-09-27 Regular Session Council

That the minutes of the regular session of Municipal Council held on September 27, 2022, be approved as circulated.

Moved: Deputy Warden Gunn

Seconded: Councillor Prout

Motion carried unanimously.

Committee of the Whole Recommendations 2022-10-11

• *AM-1.4.15 Dangerous and Unsightly Premises Policy*

MOTION 221025.02 AM-1.4.15 Dangerous and Unsightly Premises Policy

That municipal council remove section 5.2 from the *AM-1.4.15 Dangerous and Unsightly Premises Policy*.

Moved: Deputy Warden Gunn

Seconded: Councillor Sheridan

Motion carried unanimously.

• *SR2022-10 - MacBeth's Grooming & Kennel Boarding - Application to Amend Development Agreement for 10301 Highway 201, Meadowvale, PID 05292347*

MOTION 221025.03 Consider Application to Amend Development Agreement for 10301 Highway 201 Meadowvale PID 05292347

That Municipal Council consider the application submitted by Harry Wilson September 28, 2022 to amend the Development Agreement for MacBeth's Grooming and Kennel Boarding, to allow for the future expansion of the business; and adopt a public participation process involving the referral of the application to the East End Area Advisory Committee and the Planning Advisory Committee (PAC) for their review and recommendation; and hold a PAC-sponsored public meeting near the community of Meadowvale on Wednesday, November 16, 2022, at 7 pm, at Three Rivers Community Hall, 41 Messenger Road, Torbrook Mines.

Moved: Deputy Warden Gunn

Seconded: Councillor LeBlanc

Motion carried unanimously.

Point of Order

Councillor Redden noted it is current policy to have consent agenda. The Warden suggested moving item 5.9 to this point and then continue.

Amend the Order of the Day

To amend the order of the day to move item 5.9 to address at this time

Moved: Councillor LeBlanc

Seconded: Councillor Redden

Motion carried unanimously.

- *SR2022-14 AM-1.2.0 Committees of Council and Council Meetings – Procedures Policy Amend*
MOTION 221025.04 AM-1.2.0 Committees of Council and Council Meetings – Procedures Policy Amend

That municipal council amend *AM-1.2.0 Committees of Council and Council Meetings Procedures Policy* as follows:

Article 3 – change fourth to third; and

Article 12 – Change Council Agenda from COTW Consent to COTW Recommendations; and Change the Definition for Committee of the Whole Consent to Committee of the Whole Recommendations – all recommendations discussed and debated at Committee of the Whole will be brought to Council as individual recommendations for decision by Council.

Moved: Deputy Warden Gunn

Seconded: Councillor Hudson

Motion carried unanimously.

- *SR2022-11 Queen Street Project Additional Funding*
MOTION 221025.05 Queen Street Project Additional Funding

That Municipal Council approve the transfer of a maximum of \$175,000 from the Canada Community-Building Fund (CCBF- formerly Gas Tax) in relation to the budget overage for the Queen Street Infrastructure Project.

Moved: Deputy Warden Gunn

Seconded: Councillor Hudson

Motion carried unanimously.

- *Non-Paving Aspects – Parking Lot Granville Street, Bridgetown Funding*

That municipal council approve \$25,000 to complete non-paving aspects of the parking lot next to the former Town Hall, to come from the sale of the former Town Hall property.

Moved: Deputy Warden Gunn

Seconded: Councillor Redden

To amend the motion to remove the words '*to come from the sale of the former Town Hall property*' and replace it with '*to come from Gas Tax*'.

Moved: Councillor Hudson

Seconded: Deputy Warden Gunn

Motion lost, 2 in favour, 9 against.

The question was called on the original motion.

- MOTION 221025.06 Non-Paving Aspects Parking Lot Granville Street Bridgetown Funding**

That municipal council approve \$25,000 to complete non-paving aspects of the parking lot next to the former Town Hall, to come from the sale of the former Town Hall property.

Moved: Deputy Warden Gunn

Seconded: Councillor Redden

Motion carried, 10 in favour, 1 against (Hudson)

- *SR2022-12 AM-1.4.11 Community Contributions Policy Amend (Deletion)*
MOTION 221025.07 AM-1.4.11 Community Contributions Policy Amend (Deletion)
That municipal council amend *AM-1.4.11 Community Contributions Policy* by:
Deleting the annual allocation for Annapolis County Barristers’ Society - Lovett Library.
Moved: Deputy Warden Gunn
Seconded: Councillor Connell
Motion carried unanimously.
- *SR2022-12 AM-1.4.11 Community Contributions Policy Amend (Change)*
MOTION 221025.08 AM-1.4.11 Community Contributions Policy Amend (Change)
That municipal council amend *AM-1.4.11 Community Contributions Policy* by increasing the annual allocation for Trans County Transportation Society from \$35,000 to \$40,000.
Moved: Deputy Warden Gunn
Seconded: Councillor Prout
Motion carried unanimously.

Recess

11:35 a.m. – 11:43 a.m.

- *2022-23 One-Time Grant to TCTS*
MOTION 221025.09 2022-23 One-Time Grant to TCTS
That Municipal Council approve a 2022-23 one-time grant of \$20,000 to the Trans County Transportation Society in accordance with *AM-1.4.9 Community Grants Policy*.
Moved: Deputy Warden Gunn
Seconded: Councillor Prout
Motion carried unanimously.
- *SR2022-13 Community Grant Application Victoria Vale Baptist Church / Parker Hall*
MOTION 221025.10 Community Halls and Centres Assistance Grant – Victoria Vale Baptist Church / Parker Hall
That Municipal Council approve a grant in the amount of \$1,200 to the Victoria Vale Baptist Church / Parker Hall to support roof repairs from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.
Moved: Deputy Warden Gunn
Seconded: Councillor Connell
Motion carried unanimously.
- *Bridgetown Area Advisory Committee Extend Citizen Appointment Brandon Lake*
MOTION 221025.11 Bridgetown Area Advisory Committee Extend Citizen Appointment – Brandon Lake
That Municipal Council extend the citizen appointment of Brandon Lake to the Bridgetown Area Advisory Committee to November 30, 2024.
Moved: Deputy Warden Gunn
Seconded: Councillor Hudson
Motion carried unanimously.

- *Annapolis County / Lunenburg County Mutual Aid Agreement Approve*
MOTION 221025.12 Annapolis County / Lunenburg County Mutual Aid Agreement Approve
That municipal council approve the Annapolis County and Lunenburg County Mutual Aid Agreement as recommended by the Annapolis REMO Advisory Committee.
Moved: Deputy Warden Gunn
Seconded: Councillor Longmire
Motion carried unanimously.
- *Bridgetown Land Use Bylaw Map Amendment – First Reading and Public Hearing*
MOTION 221025.13 Bridgetown Land Use Bylaw Map Amendment First Reading and Public Hearing
That Municipal Council give First Reading of its intent to amend the Bridgetown Land Use Bylaw Map to rezone the land identified as parcel PID 05149976 at 271 Granville Street in the Community of Bridgetown, from the Institutional (I1) Zone to the Downtown Commercial (C1) Zone; and to set Tuesday, November 22, 2022 at 11:00 a.m. for the public hearing at a special session of council.
Moved: Deputy Warden Gunn
Seconded: Councillor Redden
Motion carried unanimously.
- *AM-2.7.8 COVID-19 Proof of Vaccination Policy Suspend*
MOTION 221025.14 AM-2.7.8 COVID-19 Proof of Vaccination Policy Suspend
That municipal council suspend *AM-2.7.8 COVID-19 Proof of Vaccination Policy* pending declaration by the government of a State of Emergency.
Moved: Deputy Warden Gunn
Seconded: Councillor Morrison
Motion carried, 10 in favour, 1 against.
- *Nova Scotia – Maine Ferry*
MOTION 221025.15 Nova Scotia/Maine Ferry Letter to Premier et als
That municipal council write a letter to the Premier, with copies to all other MLAs, stating inter-alia that the Yarmouth Ferry is a valuable resource; it creates positive effects for our province and its citizens and we strongly support its retention.
Moved: Deputy Warden Gunn
Seconded: Councillor Morrison
Motion carried unanimously.
- *CAO Selection Working Group – Amend Membership*
MOTION 221025.16 CAO Selection Working Group Amend Membership
That municipal council amend the makeup of the CAO Selection Working Group to replace Councillor Barteaux with Councillor Hudson.
Moved: Deputy Warden Gunn
Seconded: Councillor Longmire
Motion carried unanimously.

• SR2022-15 Seaside Communications Payment

MOTION 221025.17 Seaside Communications Payment

That Municipal Council authorize the payment in the amount of \$177,410.30 to Seaside Communications to be expensed from the Sale of the Internet funds.

Moved: Deputy Warden Gunn

Seconded: Councillor Morrison

Motion carried unanimously.

Re: Cost of Internet

It was the consensus that staff review the Xplornet contract regarding the service price they are advertising.

LUNCH

12:07 p.m. – 1:33 p.m. with all councillors present as previously noted.

NEW BUSINESS

Re: SR2022-16 Nictaux Wastewater Treatment Plant - Screener

That Municipal Council approve \$98,294.59 for screener supply and installation cost for Nictaux Wastewater Treatment Plant to be deducted from the sewer capital reserves.

Moved: Deputy Warden Gunn

Seconded: Councillor Sheridan

To amend the motion to delete '*from sewer capital reserves*' and add '*to come from gas tax*'

Moved: Councillor Sheridan

Seconded: Councillor Connell

Motion lost, 3 in favour, 8 against.

The Question was called on the original motion.

MOTION 221025.18 Nictaux Wastewater Treatment Plant Screener

That Municipal Council approve \$98,294.59 for screener supply and installation cost for Nictaux Wastewater Treatment Plant to be deducted from the sewer capital reserves.

Moved: Deputy Warden Gunn

Seconded: Councillor Sheridan

Motion carried unanimously.

Re: SR2022-17 Compost Cart Funding

MOTION 221025.19 Compost Cart Funding

That Municipal Council approve the transfer of a maximum of \$20,000.00 from the Canada Community-Building Fund to purchase additional compost carts.

Moved: Deputy Warden Gunn

Seconded: Councillor Redden

Motion carried unanimously.

Re: SR2022-18 Capital Commitment – Enabling Accessibility

MOTION 221025.20 Capital Commitment – Enabling Accessibility

That Municipal Council approve a maximum of \$20,000, 20% of the total request, in capital funding contingent on successful application approval from the Enabling Accessibility Fund.

Moved: Deputy Warden Gunn

Seconded: Councillor Sheridan

Motion carried unanimously.

Re: SR2022-19 AM-1.4.25 Closure of Portion of Park Street Bridgetown Policy New

MOTION 221025.21 AM-1.4.25 Closure of Portion of Park Street Bridgetown Policy New

That municipal council approve *AM-1.4.25 Closure of Portion of Park Street (Bridgetown) Policy* as circulated; 7-day notice.

Moved: Deputy Warden Gunn

Seconded: Councillor Hudson

Motion carried unanimously.

Re: Special Session of Council

Municipal council called a special session on Tuesday, November 8, 2022 at 9 a.m. immediately preceding Committee of the Whole in order to approve the AM-1.4.25 Closure of Portion of Park Street Bridgetown Policy.

Re: Special Committee of the Whole

Municipal Council called a Special Committee of the Whole in order to meet in-camera on a personnel issue and have a presentation regarding Kings Transit on Monday, October 31st at 9:00 a.m.

Re: SR2022-20 Kings Transit Deficit and Funding

MOTION 221025.22 2022-23 Kings Transit Operating Deficit and Funding

That Municipal Council authorize an increase to the 2022/23 Operating Budget in the amount of \$39,584 for a total budget of \$604,291 to be funded from the operating reserve (ORES).

Moved: Deputy Warden Gunn

Seconded: Councillor Redden

Motion carried unanimously.

Re: Information Report 2021/22 Audit Update – circulated for information.

Re: IMSA Pilot Project Update (verbal)

The Warden provided a verbal report on the IMSA Pilot Project meeting held last Wednesday, highlighted briefly as follows:

- This council decided not to participate
- The other municipal units are proceeding with application for \$11.9 million for the electrification of the fleet and are increasing the amount that they will pay.
- We have never been briefed on this
- If we want to join in the future, we can. It leaves room for negotiation because other municipal units will want us in because it would reduce what they will pay
- Kings transit will own the buses.

Re: Response from Minister Environment and Climate Change – A letter dated October 24, 2022 was received from the Minister of Environment and Climate Change responding to council’s letter dated September 13 requesting a moratorium pending a report on aerial spraying. Warden Parish read the letter.

Recess

3:31 p.m. – 3:40 p.m.

Councillor Comments

District 1 – Councillor Prout (as submitted)

Fall has arrived. While it can be a time of wonderful excitement for many, I believe that this fall may well be a time of extreme financial difficulties for a number of our fellow citizens. The combination of recent back- to- school expenses, the steadily rising cost of food and gas, along with the doubling of heating fuel costs may well mean a “perfect storm” of hardships for a number of those living in the Annapolis Valley.

In addition to continuing to support our local businesses and farm markets, I would like to respectfully suggest that anyone who is able to financially do so, please consider making a donation to any of our local Food Banks and/ or any one of our wonderful service clubs who will be called upon to assist those of our fellow citizens who will be in need of help.

District 2 – Councillor Connell missed the Strategic Planning meeting as he was attending a breakfast meeting in the Town of Middleton as a business owner in the town. He attended the Middleton Fire Department awards banquet and brought greetings from county. He commended the Middleton Fireflies who presented a \$10,000 cheque to the fire department. Margaretsville hold their breakfast on the first Saturday of the month, and Port George has a breakfast on the first Sunday of the month. Spurr Brothers farms has opened a new building in Wilmot, featuring a farmers market and tap area with their new cider.

District 3 – Warden Parish – not a lot in District 3. The Clarence U-Pick is in full swing. Lovely October, District 3 looks beautiful.

District 4 – Councillor Barteaux reminded all that hunting season starts on Friday - be aware of hunting and wear orange so you will be seen. Appreciated the Granville Ferry presentation this morning. He thanked the community groups which are still very active in trying to have the aerial spraying regulations changed. Thanks to the many community volunteers – please support local community halls when you can. He reminded of the mapping meeting on Friday 28th at Granville Centre Hall.

District 5 – Councillor Longmire appreciated the facility tour of the County – she learned a lot. Be prepared for winter weather and check on your neighbours. She reminded everyone of the upcoming Annapolis County Bohaker Trail Walk on Sunday, October 30th. Has been receiving complaints about the overgrown ditches. Lobster season recently opened and visibility of the large trucks and buses is difficult at corners. Take advantage of the local garden goods still available! Be vigilant when out walking in this great fall weather with hunting season starting on Friday, and vigilant as well on Halloween.

District 6 – Councillor Morrison (as submitted)

16 Oct, attended gathering of community folks and the 50 or so Ukrainians resident in Cornwallis Park at the Annapolis Basin Conference Centre. They are finding jobs locally or other places in Nova Scotia

and quickly becoming part of the fabric of our society. I have been in contact with others in various areas of the province and what is happening here is happening there as well.

Annapolis Valley Regional Library has a new CEO - Julia Merritt of Stratford, Ontario. I, and others on the Board of Trustees of AVRL met with her over the weekend. She will assume her duties early in December.

Cornwallis Park Community Centre, Felker Hall, monthly breakfast Saturday 12 November.

Annual Friends of the Annapolis Library gigantic book sale 0900 Sat 19 Nov, gymnasium of former Academy.

District 7 – Councillor Hudson reported that the Bridgetown Community Development Committee met with CAO. They are planning an opening for Queen Street on December 2nd and will call it ‘Lighting Up The Town’. Plans include a Santa Claus parade, draws, vendors games and prizes. They intend to invite people from across the county and the new warden will be asked to cut the ribbon.

District 8 – Deputy Warden Gunn (*as submitted*)

Wishing everyone a Happy Mi’kmaq History Month. There was a beautiful Treaty Day celebration on October 1st at Keji, followed on the 2nd by the launching of the birchbark canoe made on site by Todd Labrador. Both days had spectacular weather, and were appreciated by all.

Milford Harvest Fest was a hit mid October, and I’m really hoping we’re soon going to hear about the fall pie sale, brought to us by the same folks who run Maplefest at Milford Hall.

The good folks at Forester’s Hall in Clementsvale have been working hard to raise funds for heat pumps, general repairs, playground equipment, a digital sign, and the skating pad. The Fall Fest in the Vale raised \$500, and they are already taking orders for the Clementsvale Calender and Memory Tree lights. Also upcoming is the kid’s dance, the Monster Ball, this Saturday.

November 26th will be a busy day in District 8 since there’s the Bear River winter craft fair, the Bear River East Christmas Sale, and the Christmas market at the Forester’s Hall.

The Bear River Fire Department breakfast on the first Saturday of the month is always a hit, so if you come to town early morning, please join us there.

Councillors toured the County infrastructure, and it was very interesting to learn about the continuing maintenance and processes that the County staff have to go through to provide services to our constituents. I want to thank the staff that hosted us at each location and explained what the particulars of each site. I’m looking forward to future determinations of how we can best use the available facilities and resources owned by the Municipality.

I’ve heard from a number of people across the County about their concern for glyphosate spraying in the County, and I’ve been busily passing out contacts at the Nova Scotia Department of the Environment and Health Canada. People ultimately need to pressure the federal government as well, as they provide approval for the spray.

I attended a Southwest Nova Biosphere committee meeting, and you’ll be receiving my report during the November Committee of the Whole.

I have asked the acting CAO about the delay in addressing the motion of Council to staff regarding the ecological forestry initiative from nearly a year ago. This inaction has significantly held up the Western Woodlot Services Cooperative, of which we are a member, from beginning to address the trial 30 hectare site in Greywood. I have been assured that an update is forthcoming.

It was my great pleasure to represent the County this past weekend at 14 Wing Greenwood during the “Meet the Doctors and Nurse Practitioner” event hosted by the Mid-Valley Physician Recruitment and Retention Committee. I was pleased to bring the “good news story” of the afternoon to those

assembled, as our Council via committee is creating policy to financially support health care practitioners moving to the County. We do this by supporting the various hospital foundations present in our region.

Last night, I was joined by Councillor Morrison in Clementsvale as we attended the first Boundary Review presentation by our staff. I strongly encourage the citizens of the County to attend these very informative sessions whereby our Clerk describes the process that the County is required to go through, and our cartographer explained the proposed district divisions and how they were created. I encourage citizens to take part in these sessions that were widely advertised by mail and online. This is YOUR County, and this process will greatly affect the future of our Council.

A quick reminder that the first garbage day in November is the new date for the big garbage collection. And to end, I'd like to wish everyone a happy and safe Halloween. Please watch out for our little ones roadside, and enjoy our community spirit throughout Annapolis County.

District 9 – Councillor Sheridan reminded everyone that there are people in need this season and volunteers are continually needed to help with fundraising efforts.

District 10 – Councillor Redden noted that Springfield Fire Department held a banquet and the County awarded long term service awards - 2 for 40-plus years and one for 50-plus years of service. In awe of this commitment to community.

District 11 – Councillor LeBlanc reported that the Three Rivers annual turkey supper was well attended. The hall is well lit with activities and people. There is an upcoming yard sale and many other activities - check their Facebook page for more information. Thank you to staff for the county facility tour, very interesting and informative. Happy Halloween.

IN-CAMERA

That municipal council meet in-camera from 4:22 p.m. 5:20 until in accordance with Sections 22(2)(a) acquisition, sale, lease and security of municipal property and (g) legal advice eligible for solicitor-client privilege and (c) personnel matters of the *Municipal Government Act*.

Moved: Deputy Warden Gunn,
Seconded: Councillor Prout
Motion carried unanimously.

Adjournment

That municipal council adjourn its session at 5:20 pm until the next regular meeting scheduled for **Tuesday, November 15, 2022.**

Moved: Deputy Warden Gunn
Seconded: Councillor LeBlanc
Motion carried unanimously.

**2022-11-08 Committee of the Whole Recommendations to
2022-11-15 Municipal Council**

- 7.1 SR2022-21 Annapolis County Municipal Housing Corp. Board Member Appointments**
That municipal council appoint Carol Ward, Ann Burns, and Paula Bliz to the Annapolis County Municipal Housing Corporation for a two-year term ending November 30, 2024, and
appoint Alnoor Rajan to the Annapolis County Municipal Housing Corporation for a third two-year term ending November 30, 2024; and
extend the appointments of Nancy McGrath and Gail Grover to November 30, 2027 as requested by the Province (Seniors and Long Term Care), and by Resolution of the Board and Municipal Council's recent amendment of the Instrument of Incorporation.
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- 7.3 SR2022-24 2022-23 Community Grants Wilmot Mountain United Baptist Church**
That municipal council approve a grant in the amount of \$1,300 to Wilmot Mountain United Baptist Church to assist with their Mount Rose Church Restoration Project from the Capital Projects Assistance Program, Small Project Matching Grants in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.4 SR2022-25 2022-23 Community Grants Fundy Folk Association (Evergreen Theatre)**
That municipal council approve a grant in the amount of \$2,000 to Fundy Folk Association (Evergreen Theatre) to assist with their roof re-shingling project from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.5 SR2022-26 2022-23 Community Grants Granville Centre Community Hall Association**
That municipal council approve a grant in the amount of \$1,200 to the Granville Centre Community Hall Association to assist with their heating system upgrade project from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.6 R2022-27 2022-23 Community Grants Margaretsville Baptist Church**
That municipal council approve a grant in the amount of \$1,312.86 to the Margaretsville Baptist Church to assist with their Picnic Table Shelter project from the Community Programs Assistance Fund in accordance with *AM-1.4.9 Community Grants Policy*.
- 7.7 SR2022-28 2022-23 Community Grants Melvern Square and Area Community Centre Association**
That municipal council approve a grant in the amount of \$2,400 to the Melvern Square & Area Community Centre Association to assist with an electrical service upgrade to the community centre from the Community Halls and Centres Assistance Program in accordance with *AM-1.4.9 Community Grants Policy*.

RECEIVED
by Mark
2022-11-09.

November 9, 2022

Ms. Carolyn Young

Clerk

Municipality of the County of Annapolis

Dear Carolyn

Re: Resignation

Please accept this letter as my resignation from my office as the councillor for District #3 in the Municipality of the County of Annapolis. Pursuant to section 17(1) of the Municipal Government Act, my resignation will become effective when you deliver it to the next meeting of council, which will be on Tuesday, November 15, 2022.

It has been my honour to serve the residents of district #3 as their councillor and to serve the residents of the County as their warden.

I also wish to thank you, personally, for the help and guidance you have provided to me over the past two years.

With best regards



Alan V. Parish



STAFF REPORT

Report To: Municipal Council
Meeting Date: November 15, 2022
Prepared By: Municipal Clerk Carolyn Young
Report Number: SR2022-29 Special Election District 3
Subject: Decisions Required for Special Election in District 3

RECOMMENDATION(S):

- That Municipal Council appoint Carolyn Young as the Returning Officer and delegate its powers of appointment to the clerk in accordance with Section 4 of the *Municipal Elections Act (MEA)*.
- That Municipal Council delegate its authority to make, revise and amend the tariff of fees and expenses and provide for a method of rendering and verifying accounts for payment to the clerk, in accordance with section 139 of the *Municipal Elections Act*.
- That municipal council fix the date of the special election to be Saturday January 28, 2023, with the following *stated dates*:
 - January 3, 2023 Nomination Day (required by the MEA)
 - *January 21, 2023 1st Advance Poll (required by the MEA)
 - *January 24, 2023 2nd Advance Poll (required by the MEA)

(*with the actual advance poll running live between January 15-27 in accordance with our C8 Alternative Voting Bylaw)

February 13, 2023 Special Council to Swear-in New Councillor

LEGISLATIVE AUTHORITY

Municipal Government Act

Municipal Elections Act

BACKGROUND

Warden Parish, Councillor for District 3, submitted his resignation as Councillor, to the Clerk, on Wednesday, November 9, 2022. This resignation becomes effective upon notice to Municipal Council – November 15, 2022, in accordance with Section 17 of the *Municipal Government Act*.

DISCUSSION

The *Municipal Elections Act* lays out a tight timeline of not more than eleven weeks to conduct a special election. The Annapolis County *C8 Alternative Voting Bylaw* permits the use of telephone/internet ballots for regular and special elections. There will be no in-person voting for this election – all voting will be by phone or internet.

FINANCIAL IMPLICATIONS

The municipality does not budget every year for elections so this will all be out-of-budget and taken from the Operating Reserve. Costs will be associated with contracting Intellivote, advertising, office supplies, etc. I expect most of the staff time (Returning Officer, Assistant

Returning Officer, IT, Auditor, etc) will be during regular hours. By using Intellivote there are no polling stations, equipment rentals or workers.

POLICY IMPLICATIONS

Required under legislation – *Municipal Government Act and Municipal Elections Act.*

ALTERNATIVES / OPTIONS

N/A

NEXT STEPS

Upon approval, the Returning Officer will engage with Intellivote, order the voters list, prepare advertising and launch the Special Election for District 3.

ATTACHMENTS

- Municipal Elections Act Section 4*
- Municipal Elections Act Section 139*
- Annapolis County C8 Alternative Voting Bylaw*
- Municipal Government Act Section 17*

Prepared by:

Carolyn Young, Municipal Clerk

Approved by:


 Doug Patterson
 Interim Chief Administrative Officer

Approval Date:

Nov 7, 2022.

Excerpt – *Municipal Elections Act* as amended 2019
Section 4 – Returning officer and assistant returning officer

Returning officer and assistant returning officer

4

(1) The council shall appoint a returning officer, who may be the clerk, another municipal employee or another person who is not a municipal employee, to conduct all regular and special elections required under this Act.

(1A) The council may appoint one or more assistant returning officers who shall assist the returning officer in carrying out the returning officer's duties and who shall act in the place and in the stead of the returning officer when the returning officer is absent or at the request of the returning officer.

(1B) The council shall appoint the returning officer for a regular election on or before the fifteenth day of March of the regular election year.

(1C) The council may delegate its powers of appointment pursuant to this Section to the clerk or chief administrative officer.

(2) The returning officer and the assistant returning officer shall, before entering upon the duties of office, take the

Excerpt – *Municipal Elections Act* as amended 2019
Section 139 – Fees and expenses

Fees and expenses

139

(1) The council shall, by resolution, make a tariff of fees and expenses to be paid to any person for his services and expenses under this Act and may similarly revise and amend the tariff and provide for a method of rendering and verifying accounts for payment.

(1A) The council may delegate its authority to make, revise and amend the tariff of fees and expenses and provide for a method of rendering and verifying accounts for payment pursuant to subsection (1) to the clerk or chief administrative officer. (2) Where it appears to the council that the fees and expenses provided for by the tariff are not sufficient remuneration for services required to be performed or expenses to be incurred, or that a claim for any necessary services performed or expenses incurred is not covered by the tariff, it may authorize the payment of such compensation for the services or expenses as is considered just and reasonable. (3) All reasonable and necessary fees and expenses incurred under this Act shall be paid by the clerk out of the funds of the municipality upon the production of proper accounts, within the limits specified in the tariff or specially authorized by council, and such sums shall be sums required for the ordinary lawful purposes of the municipality. R.S., c. 300, s. 139; 2011, c. 68, s. 20.

C8 ALTERNATIVE VOTING BYLAW

BE IT ENACTED by the Council of the Municipality of the County of Annapolis, under the authority of Section 146A of the *Municipal Elections Act*, 1989 R.S.N.S. c. 300, as amended, as follows:

Short Title

1. This Bylaw shall be known as the "*Alternative Voting Bylaw*."

Definitions

2. In this Bylaw:

- (1) "*Act*" means the *Municipal Elections Act*, 1989 R.S.N.S. c. 300, as amended.
- (2) "advance poll" means the Tuesday immediately preceding ordinary polling day; and either:
 - (a) one other day fixed by the Council by resolution that is either Thursday, the ninth day before ordinary polling day, or Saturday the seventh day before ordinary polling day; or
 - (b) if Council has delegated its authority to fix a day to the Returning Officer, one other day fixed by the Returning Officer that is either Thursday, the ninth day before ordinary polling day, or Saturday the seventh day before ordinary polling day.
- (3) "alternative polling days" means any hours and dates fixed by a resolution of Council for alternative voting.
- (4) "alternative voting" means voting by telephone or via the internet and includes a combination of telephone and internet voting.
- (5) "ballot box" means a computer database in the system where cast internet ballots and telephone ballots are put.
- (6) "candidate" means a person who has been nominated as a candidate pursuant to the *Act*.
- (7) "Council" means the Municipal Council of the Municipality of the County of Annapolis.
- (8) "Deputy Returning Officer" means a person appointed under the *Act* to preside over a polling station.
- (9) "*Education Act*" means the *Education Act, 1995-1996 S.N.S. c. 1*, as amended.
- (10) "election" means an election held pursuant to the *Act*, including a school board election, special election and a plebiscite.
- (11) "election" means an election held pursuant to the *Act*, including a school board election, special election and a plebiscite.
- (12) "Election Officer" means an "election official" under the *Act*;
- (13) "elector" means a person:
 - (a) qualified to vote pursuant to the *Act* and the *Education Act*, and
 - (b) entitled to vote for an election pursuant to Section 7 of this *Bylaw*.

CS ALTERNATIVE VOTING BYLAW

- (14) "final list of electors" means the final list of electors completed pursuant to section 40 of the Act.
- (15) "friend voter" means a friend who votes for an elector pursuant to Section 9 of this *Bylaw*.
- (16) "internet ballot" means an image of a ballot on a computer screen including all the choices available to an elector and the spaces in which an elector marks a vote.
- (17) "municipality" means the Municipality of the County of Annapolis.
- (18) "normal business hours" means the time between 8:30 am and 4:30 pm Monday through to and including Friday;
- (19) "ordinary polling day" means the third Saturday in October in a regular election year and in the case of any other election means the Saturday fixed for the election.
- (20) "PIN" means the Personal Identification Number issued to an elector for alternative voting on alternative polling days.
- (21) "plebiscite" means a plebiscite directed to be held by the Municipal Council pursuant to Section 56(2) of the *Municipal Government Act*.
- (22) "proxy voter" means an elector who votes by a proxy pursuant to the *Act*.
- (23) "regular election year" means 2016 and every fourth year thereafter.
- (24) "rejected ballot" means the refusal by an elector to accept a ballot in a race.
- (25) "Returning Officer" means a Returning Officer appointed pursuant to the *Act*.
- (26) "seal" means to secure the ballot box and prevent internet and telephone ballots from being cast.
- (27) "special election" means a special election held pursuant to the *Act*, including a special election for a vacancy on a school board.
- (28) "spoiled ballot" means an internet ballot or telephone ballot marked by an elector indicating a refusal to cast a vote for any candidate in a race.
- (29) "system" means the technology, including software, that:
 - (a) records and counts votes; and
 - (b) processes and stores the results of alternative voting during alternative polling days.
- (30) "System Elections Officer" means:
 - (a) a person who maintains, monitors, or audits the system, and
 - (b) a person who has access to the system beyond the access necessary to vote by alternative voting.
- (31) "telephone ballot" means:
 - (a) an audio set of instructions which describes the voting choices available to an elector; and
 - (b) the marking of a selection by an elector by depressing the number on a touch tone keypad.

Alternative Voting Permitted

3. Subject to this *Bylaw*, alternative voting shall be permitted on alternative polling days.

C8 ALTERNATIVE VOTING BYLAW

Notification of Electors

4. (1) The Returning Officer shall cause notice of alternative polling days to be published in a newspaper circulating in the Municipality.
- (2) The notice of alternative polling days shall:
 - (a) identify the alternative polling days for alternative voting; and
 - (b) inform the elector that telephone voting and internet voting is permitted during alternative polling days.
- (3) The notice may include any other information the Returning Officer deems necessary.

Form of Telephone and Internet Ballots

5. (1) A telephone ballot and internet ballot shall:
 - (a) identify the title "Election for Councillor" or "Election for School Board Member" as the case may be;
 - (b) identify the names or names by which they are commonly known of the candidates with given names followed by surnames, arranged alphabetically in order of their surnames and, where necessary, their given names, and
 - (c) warn the elector to "vote for one candidate only" or "vote for not more than (the number of candidates to be elected) candidates" as the case may be.
- (2) No title, honour, decoration or degree shall be included with a candidate's name on an internet ballot or telephone ballot.

Oath

6. Any oath that is authorized or required shall be made in the form specified by the *Act*.

Electors

7. No person shall vote by alternative voting unless:
 - (1) the person's name appears on the final list of electors on the date chosen by Municipal Council for the final list of electors to be completed pursuant to Section 40 of the *Act*; or
 - (2) the person's name does not appear on the final list of electors and:
 - (a) the person appears before the Returning Officer or the Deputy Returning Officer during normal business hours during alternative polling days; and
 - (b) the person swears an oath in the prescribed by the *Act*.

Proxy Voting

8. A proxy voter shall not vote for an elector by alternative voting.

Friend Voting

9. (1) A friend voter shall only vote for an elector by alternative voting if:
 - (a) an elector is unable to vote because:
 - (i) the elector is blind; or
 - (ii) the elector cannot read; or
 - (iii) the elector has a physical disability that prevents him or her from voting by alternative voting.

C8 ALTERNATIVE VOTING BYLAW

- (b) the elector and the friend appear, in person, before the Returning Officer or the Deputy Returning Officer and take the prescribed oaths.
- (2) A candidate shall not act as a friend voter unless the elector is a child, grandchild, brother, sister, parent, grandparent, or spouse of the candidate.
- (3) The elector shall take an oath in the form prescribed by the *Act* providing that he or she is incapable of voting without assistance.
- (4) The friend of the elector shall take an oath in the prescribed form to this by-law that:
 - (a) the friend has not previously acted as a friend for any other elector in the election other than an elector who is a child, grandchild, brother, sister, parent, grandparent, or spouse of the friend of the elector; and
 - (b) the friend will mark the ballot as requested by the elector; and
 - (c) the friend will keep secret the choice of the elector.
- (5) The Returning Officer shall enter in the poll book:
 - (a) the reason why the elector is unable to vote; and
 - (b) the name of the friend; and
 - (c) the fact that the oaths were taken.

Voting

- 10. (1) The system shall put internet ballots and telephone ballots cast by an elector in the ballot box.
- (2) The system shall put spoiled ballots in the ballot box.

Seal

- 11. (1) Where alternative voting closes before the close of the polls on ordinary polling day, the system shall seal the ballot box until after the close of the poll on ordinary polling day.
- (2) The system shall seal the ballot box even where fewer than ten persons from any polling district voted for a candidate during alternative polling days.

List of persons who voted

- 12. Where alternative voting closes before the close of the polls on ordinary polling day, the system shall:
 - (1) generate a list of all electors who voted by alternative voting; and
 - (2) on the Final List of Electors cause a line to be drawn through the name of all the electors who voted during alternative polling days.
- 13. (1) A printed and electronic copy of the lists under Section 12 shall be delivered to the Returning Officer within 24 hours of the close of alternative voting.
- (2) Where alternative voting closes at the close of the polls on ordinary polling day, the system shall generate a list of all electors who voted by alternative voting.

Counting

- 14. (1) At the close of ordinary polling day, the system shall generate a count of the telephone ballots and internet ballots in the ballot box that were cast for each candidate during alternative polling days.

C8 ALTERNATIVE VOTING BYLAW

- (2) In counting the votes that were cast for each candidate during alternative polling days, the system shall count spoiled ballots and shall not count rejected ballots.

Tallying of Spoiled Ballots

15. At the close of ordinary polling day, the system shall tally the number of spoiled ballots that were cast during alternative polling days and the tally shall be delivered to the Returning Officer.

Recount by System

16. In the event of a recount, the system shall regenerate the election count and a printed copy of the regenerated count shall be given to the Returning Officer.
17. If the initial count and the regenerated count match, the regenerated count shall be the final count of the votes cast by alternative voting.
18. (1) If the regenerated count and the initial count do not match, the Returning Officer shall:
 - (a) direct one final count be regenerated by the system of the votes cast by alternative voting, and
 - (b) attend while the final count is being regenerated.
- (2) The regenerated final count pursuant to Sub-section (1) shall be the final count of the votes cast by alternative voting.

Recount by Court

19. (1) For a recount, the judge shall only consider the final count by the system, as determined by Section 17 or 18, of the total number of votes that were cast by alternative voting for each candidate.
- (2) The final count by the system, as determined by Section 17 or 18, of the total number of votes that were cast by alternative voting for each candidate shall be added to the judge's count of the number of votes for each candidate cast by non-alternative voting.

Secrecy

20. An election officer and system election officer shall maintain and aid in maintaining the secrecy of the voting.
21. Every person in attendance at a polling station, or at the counting of the votes, shall maintain and aid in maintaining the secrecy of the voting.

Other Methods of Voting

22. If voting via the Internet through the unsupervised use of a personal computing device is permitted during an election, voting shall be permitted by some other means on each advance polling day and on ordinary polling day.

Severability

23. If a court of competent jurisdiction should declare any section or part of a section of this Bylaw to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the Bylaw and it is hereby declared that the remainder of the Bylaw shall be valid and shall remain in force.

Prohibitions

24. No person shall:
 - (1) use another person's PIN to vote or access the system unless the person is a friend voter;
or

C8 ALTERNATIVE VOTING BYLAW

- (2) take, seize, or deprive an elector of his or her PIN; or
- (3) sell, gift, transfer, assign or purchase a PIN.

25. No person shall:

- (1) interfere or attempt to interfere with an elector who is casting an internet ballot or telephone ballot;
- (2) interfere or attempt to interfere with alternative voting; or
- (3) attempt to ascertain the name of the candidate for whom an elector is about to vote or has voted.

26. No person shall, at any time, communicate or attempt to communicate any information relating to the candidate for whom an elector has voted.

Offences and Penalty

27. (1) A person who:

- (a) violates any provision of this *Bylaw*; or
- (b) permits anything to be done in violation of any provision of this *Bylaw*; is guilty of an offence.

(2) A person who contravenes Sub-section (1) of this section is guilty of an offence and is liable, on summary conviction, to a penalty of not less than five thousand dollars and not more than ten thousand dollars and in default of payment, to imprisonment for a term of two years less a day, or both.

(3) In determining a penalty under Sub-section (2), a judge shall take into account:

- (a) the number of votes attempted to be interfered with; and
- (b) the number of votes interfered with; and
- (c) any potential interference with the outcome of an election.

(4) Pursuant to Section 146A of the *Act*:

- (a) the limitation period for the prosecution of an offence under this *Bylaw* is two years from the later of the date of the commission of the offence and the date on which it was discovered that an offence had been committed; and
- (b) The *Remission of Penalties Act, 1989 SNS c. 397*, as amended, does not apply to a pecuniary penalty imposed by this *Bylaw*.

Clerk's Annotation for Official Bylaw Book

Date of first reading:	June 16, 2020
Date of advertisement of Notice of Intent to Consider:	June 20, 2020
Date of final reading:	July 21, 2020
Date of advertisement of Passage of Bylaw*:	August 1, 2020

I certify that this bylaw was adopted / amended by Municipal Council and published as indicated above.

Carolyn Young

Municipal Clerk

August 3, 2020

Date

* *Effective Date of the Bylaw unless otherwise specified*

Excerpt – Municipal Government Act as amended 2021
Section 17 – Mayor or councillor resignation

Mayor or councillor resignation

17

- (1) The mayor or a councillor may resign from office at any time by delivering to the clerk a signed resignation and such a resignation is effective on delivery by the clerk to the next meeting of the council.
- (2) A resignation may not be withdrawn once it has been delivered to the clerk.
- (3) A mayor or councillor who ceases to be ordinarily resident in the municipality ceases to be qualified to serve as mayor or as councillor.
- (4) A mayor or councillor who, without leave of the council, is absent from three consecutive regular meetings of the council, ceases to be qualified to serve as mayor or as a councillor. (4A) Subsection (4) does not apply to a mayor or councillor who is absent for fifty-two or fewer consecutive weeks due to parental accommodation during a pregnancy or commenced within one year of a birth or adoption.
- (5) When a seat on the council becomes vacant, the clerk shall report the facts to the council.
- (6) Notwithstanding subsection (3), where a mayor or councillor has the approval of the council, a mayor or councillor may be ordinarily resident outside the municipality but within the Province for one period of not more than six months in a term. 1998, c. 18, s. 17; 2004, c. 7, s. 2; 2018, c. 17, s. 2.