

**TOWN OF HAMPTON  
COUNCIL MEETING  
May 8, 2012**

A closed session of Council was held immediately preceding the regular Council meeting, commencing at 6:00 p.m. A regular meeting of Council was held in the Council Chambers at 27 Centennial Road on May 8, 2012 commencing at 7:00 p.m. A second closed session was held immediately following the regular Council meeting commencing at 8:35 p.m.

**ATTENDANCE:**

Council: Mayor Ken Chorley Deputy Mayor Dwight Bond  
Councillor Clara Lights Councillor Peter Behr  
Councillor Robert Doucet

Staff: Richard Malone, Town CAO  
Megan O'Brien Harrison, Clerk/Development Officer  
Richard King, Building Inspector/By-law Enforcement Officer

Media: Laura MacInnis, Kings County Record

Delegations: Sgt. Andy O'Connell - RCMP

**CLOSED SESSION**

In accordance with Section 10.2(4) of the *Municipalities Act*, Mayor Chorley called the closed session to order at 6:00 p.m. and adjourned the closed session at 6:55 p.m. A second closed session was called to order at 8:35 p.m. and was adjourned at 8:45 p.m. During that time, a number of issues were discussed and the confidential information from such discussions was classified as follows:

| <u>Subsection<br/>of 10.4 (2)</u> | <u>Category</u>   | <u># of<br/>Items</u> |
|-----------------------------------|---|-----------------------|
| a)                                | Confidential information protected by law   |                       |
| b)                                | Personal information  |                       |
| c)                                | Financial loss or gain (individual or municipal) or could jeopardize negotiations leading to an agreement or contract | 7                     |
| d)                                | Land transactions for a municipal purpose   |                       |
| e)                                | Violates confidentiality of information obtained from other governments (Federal and/or Provincial)                   |                       |
| f)                                | Legal opinions or advice, and privileged communications   | 1                     |
| g)                                | Litigation or potential litigation  |                       |
| h)                                | Access to/or security of particular buildings, other structures or systems  |                       |
| i)                                | Information gathered by police  |                       |
| j)                                | Labour/Employment matters   | 2                     |

**2. REGULAR SESSION – PUBLIC COUNCIL MEETING**

Mayor Chorley called the Open Session to order at 7:00 p.m.

**3. MOMENT OF SILENCE AND MOMENT OF REFLECTION**

Councillor Doucet led Council in a moment of reflection.

**4. APPROVAL OF AGENDA**

Councillor Behr requested the addition of a new business item to the agenda. He wished to address a possible unsightly issue on the former Home Hardware site on Main Street.

**Moved by Councillor Doucet and seconded by Councillor Behr that the agenda of the May 8, 2012 Council meeting be approved with the addition of 14.6 Former Home Hardware Site.**

**Motion Carried**

**5. DISCLOSURE OF CONFLICT OF INTEREST**

Councillors were asked to disclose any conflicts of interest as they arise.

**6. PRESENTATIONS AND DELEGATIONS**

Sgt. Andy O'Connell, Hampton RCMP

Sgt. O'Connell reviewed the RCMP report with Council. He noted that there were 101 called for service in this period, compared to 114 in the same period last year. He reported to Council that three young offenders charged for damages at the Town's Public Works Garage.

Councillor Behr noted that he had received complaints about speeding on the St. Paul's street and Lower Norton Shore Road. Sgt. O'Connell will look into it.

It was noted that Sgt. O'Connell would be returning to work full-time in Sussex. Council thanked him for his cooperation, understanding and service to the municipality.

**7. ADOPTION OF MINUTES**

**7.1 Minutes of April 10, 2012**

Mayor Chorley will ask Council if they have had a chance to review the minutes. Mayor Chorley will then ask Council if there are any Errors or Omissions. He will then ask for a motion to adopt the minutes as presented (or with noted corrections, etc.)

**Moved by Councillor Behr and seconded by Councillor Lights that the minutes of the April 10, 2012 Regular Council Meeting be adopted.**

**Motion Carried**

**7.2 Minutes of April 18, 2012**

Mayor Chorley will ask Council if they have had a chance to review the minutes. Mayor Chorley will then ask Council if there are any Errors or Omissions. He will then ask for a motion to adopt the minutes as presented (or with noted corrections, etc.)

**Moved by Councillor Lights and seconded by Councillor Behr that the minutes of the April 18, 2012 Special Council Meeting be adopted.**

**Motion Carried**

## 8. BUSINESS ARISING FROM MINUTES

**Moved by Deputy Mayor Bond and seconded by Councillor Lights that the Town of Hampton receive and file correspondence 12-042 from WOODWORKS Atlantic as recommended by the Building Inspector.**

**Motion Carried**

## 9. CORRESPONDENCE

| #      | NAME   | DESCRIPTON   | Possible Actions  |
|--------|--|--|---|
| 12-046 | Gary Rent and Family   | Thank you for expression of sympathy and donation to the Saint John Regional Hospital Foundation.  | <b>Moved by Councillor Lights and seconded by Councillor Behr that the correspondence #12-046 be received and filed.</b><br><b>Motion Carried</b>   |
| 12-047 | Alan Kerr, District Engineer<br>Department of Transportation       | Response to the Town's request for a guiderail on the Ketchum Road.  | <b>Moved by Councillor Behr and seconded by Councillor Lights that the correspondence #12-047 be received and filed.</b><br><b>Motion Carried</b>   |
| 12-048 | Department of Architecture, Ryerson University                     | Request for information on the Town's Centennial of Confederation project in preparation of the Sesquicentennial.  | <b>Moved by Deputy Mayor Bond and seconded by Councillor Behr that the correspondence #12-048 be received and filed.</b><br><b>Motion Carried</b>   |
| 12-049 | Eddy Campbell, President & Vice-Chancellor, UNB                    | Copy of the University of New Brunswick's President's Report   | <b>Moved by Deputy Mayor Bond and seconded by Councillor Lights that the correspondence #12-049 be received and filed.</b><br><b>Motion Carried</b>   |
| 12-050 | 50 Days to Save a Life   | Request for auction item in support of Nathan Beaudoin who has a complex congenital heart condition. Nate's mother Carrie was a member of the Hampton High School Class of 1999. | <b>Moved by Councillor Behr and seconded by Councillor that the Town of Hampton donate Family Pool Annual Membership to the auction in support of Nathan Beaudoin.</b><br><b>Motion Carried</b> |
| 12-051 | Alan Kerr, District Engineer<br>Department of Transportation       | Letter advising Garth and Helena Millar that municipal approval is required for the Hampton Ladies Triathlon on Sunday, June 10 <sup>th</sup> .                                  | <b>Moved by Councillor Behr and seconded by Councillor Lights that the Hampton Ladies Triathlon route be approved as presented.</b><br><b>Motion Carried</b>                                    |
| 12-052 | Minister Bruce Fitch, Department of Environment & Local Government | Accepting nominations for the 2012 Environmental Leadership Awards.  | <b>Moved by Councillor Behr and seconded by Councillor Lights that the correspondence #12-052 be forwarded to the Environment Committee for recommendations.</b><br><b>Motion Carried</b>       |

|        |  |   |   |
|--------|--|---|---|
| 12-053 | School District 6  | Invitation to 9 <sup>th</sup> annual Turnaround Achievement Awards on Thursday, May 17 <sup>th</sup> , 2012.    | <b>Moved by Councillor Lights and seconded by Deputy Mayor Bond that the Town of Hampton send a representative to the Turnaround Achievement awards being held on Thursday, May 17<sup>th</sup>, 2012.</b><br><b>Motion Carried</b>   |
| 12-054 | Efficiency New Brunswick   | Invitation to Municipal Operations Workshop   | <b>Moved by Councillor Behr and seconded by Deputy Mayor Bond that the correspondence #12-054 be received and filed.</b><br><b>Motion Carried</b>   |
| 12-055 | 6 <sup>th</sup> Annual Teens Against Drinking & Driving Charity Golf Classic | Invitation to participate or be an event sponsor  | <b>Moved by Deputy Mayor Bond and seconded by Councillor Lights that the correspondence #12-055 be received and filed.</b><br><b>Motion Carried</b>   |
| 12-056 | Keith Lyons, Rotary Club of Hampton  | Request to hold a volunteer toll of motorists in support of the bicycle helmets for grade two students project. | <b>Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton donate two hundred and fifty dollars (\$250.00) to the Rotary Club of Hampton for their bicycle helmets for 2<sup>nd</sup> graders project.</b><br><b>Motion Carried</b><br><br><b>Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton deny the request of the Rotary Club of Hampton to allow for a volunteer toll of motorists within Town limits.</b><br><b>Motion Carried</b>  |
| 12-057 | Barbara and Brock Reid   | Request for immediate action to control Hampton's deer population.  | Council understood the Reid's frustration and agreed that something needs to be done. Councillor Doucet and Mayor Chorley serve on the Regional Deer Committee. They noted that whatever was done would have to be agreed upon by the majority of residents. Some residents are demanding a cull. On the other hand some don't want any deer harmed and feel it is our responsibility to feed them. A questionnaire will be going out to all residents from the Regional Deer Committee. Council felt that the Committee and Council can make an informed decision once they have the results of the questionnaire.<br><b>Moved by Councillor Doucet and seconded by Councillor Lights that the correspondence #12-057 be referred to Regional Deer Committee.</b><br><b>Motion Carried</b> |

|        |  |  |  |
|--------|--|--|--|
| 12-058 | Whitney Machin,<br>Development<br>Coordinator, MS<br>Society of Canada,<br>Atlantic Division | Request for approval of route for<br>2012 MS Bike Tour on June 23 <sup>rd</sup><br>and 24 <sup>th</sup> .  | <b>Moved by Deputy Mayor Bond and<br/>seconded by Councillor Lights that the<br/>correspondence 12-058 be referred to the<br/>Public Works Superintendent for approval<br/>of the route.</b><br><b>Motion Carried</b>  |
| 12-059 | Mayor Frank Carroll,<br>McAdam Village<br>Council  | Requesting a letter to the Minister<br>of Health, CEO for Ambulance<br>NB, Premier Alward and our<br>MLA to express concern and<br>opposition to the Ambulance NB<br>policy that states that patients are<br>only permitted to take patients to<br>designated hospitals regardless of<br>circumstances | <b>Moved by Councillor Lights and seconded by<br/>Councillor Behr that the Town of Hampton<br/>write a letter to the Minister of Health and the<br/>CEO for Ambulance NB expressing concern<br/>regarding the policy that states ambulance<br/>personnel are only permitted to take<br/>patients to designated hospitals regardless of<br/>circumstances.</b><br><b>Motion Carried</b> |
| 12-060 | Sam Mersereau, St.<br>Alphonsus Seniors<br>Housing Project<br>Committee                      | Copy of an Offer of Interest being<br>released to the public in order to<br>gage support/interest in a<br>proposed Senior's housing<br>project.  | <b>Moved by Councillor Lights and seconded<br/>by Councillor Behr that the correspondence<br/>#12-060 be referred to staff.</b><br><b>Motion Carried</b>   |
| 12-061 | Caroline Perrier, 142<br>Centennial Road   | Permission for the Town of<br>Hampton to access the Fire<br>Hydrant located on her property<br>for the prevention and repression<br>of fires.  | <b>Moved by Deputy Mayor Bond and<br/>seconded by Councillor Lights that the<br/>Town of Hampton accept Caroline Perrier's<br/>proposed terms and conditions, dated April<br/>27<sup>th</sup> 2012, regarding the Town's Fire<br/>Hydrant and associated encroachment of<br/>PID 30076939.</b><br><b>Motion Carried</b>  |

## 10. APPROVAL OF ACCOUNTS

- 10.1 **Moved by Deputy Mayor Bond and seconded by Councillor Doucet that the Town of Hampton approve the General and Utilities Fund Paid Invoices from April 1 to April 30, 2012 for the amount of two hundred and eight thousand and two hundred and ninety dollars and sixty-four cents (\$208,290.64).**

**Motion Carried**

## 11. REPORTS FROM COMMITTEES

### 11.1 Environment Committee

Councillor Behr provided an overview of the Environment Committee report. Council inquired as to whether the Town could receive additional blue bins. Councillor Behr did not think it would be feasible for the Fundy Regional Solid Waste Commission at this time, but would confirm that with the Commission. Council also noted that the Fundy Region Solid Waste Commission has not yet installed the light at the Blue Bin site as had been agreed upon. Councillor Behr would inquire as to when this will be installed.

- 11.2 Canada Day Committee  
Council noted that this was a busy committee. The event schedule looked very full.
- 11.3 Health Care Committee  
Mayor Chorley reviewed Health Care committee minutes. The committee met with Brian Harris regarding the Dr. V.A. Snow Centre and their plans for the future.
- 11.4 Fire-Rescue  
Council noted how impressed they were with the years of service of the members of the volunteer fire department. Service awards were handed out at their annual dinner.
- 11.5 RCMP  
Council did not comment further on the RCMP minutes.
- 11.6 Library  
Council did not comment on the Library minutes.
- 11.7 Economic Development and Tourism  
Mayor Chorley reviewed the Economic Development and Tourism Committee minutes.

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton accept the reports from the Environment, Canada Day, Health Care, Fire-Rescue, RCMP, Library and Economic Development Committees as submitted.**

**Motion Carried**

## **12. APPROVAL OF REPORTS**

- 12.1 Building Inspector Report  
Richard King provided an overview of the Building Inspector report. It was noted that Building Permits were up from the same time last year.
- 12.2 Dog Constable  
Council reviewed the Dog Constable report for the month of April.
- 12.3 Tourism Manager  
Council reviewed the Tourism Manager report. They were pleased with the amount of traffic on the Town's website and Facebook page.
- 12.4 Financial Statements  
Council did not comment on the Financial Statement.

**Moved by Councillor Lights and seconded by Councillor Behr that the Town of Hampton approve the Building Inspector, Dog Constable Report, Tourism Manager, and Financial reports as presented.**

**Motion Carried**

## **13. BY-LAWS**

### **13.1 Remuneration By-law**

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton accept the third and final reading of by-law #198-12 *A By-law of the Town of Hampton Respecting Remuneration of Council.***

**Motion Carried**

## **14. NEW BUSINESS**

### **14.1 Dangerous or Unsightly By-law**

**Moved by Councillor Doucet and seconded by Councillor Behr that  
Whereas the Town of Hampton has adopted By-law #193-11 *A By-law Respecting Dangerous or Unsightly Premises;***

**And Whereas the Lieutenant Governor in Council has provided the suspension of the applicable sections of the Unsightly Premises Act by way of Order in Council number 2012-14 dated January 18, 2012;**

**And whereas the Town of Hampton wishes to appoint persons to ensure the proper administration of the stated by-law;**

**Now therefore be it resolved that the following persons are hereby appointed to act for and on council's behalf in order to properly administer By-law #193-11 *A By-law Respecting Dangerous or Unsightly Premises* pursuant to the authority outlined below:**

**Richard King, Building Inspector/By-law Enforcement Officer and**

**Megan O'Brien Harrison, Town Clerk/Development Officer**

**Be it further resolved that the above-noted appointment includes the ability to enter upon property at all reasonable times for the purpose of making any inspection that is necessary and issue, register and serve, or cause to be served, notices for dangerous or unsightly premises as per 102.1(1), 190.01(3), 190.011 and 190.022 of the *Municipalities Act*;**

**Be it further resolved that the above-noted appointment shall continue until the person(s) ceases to be employed by the municipality or until appointment is limited or rescinded by council.**

**Motion Carried**

### **14.2 Noise By-law Exemption**

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton grant an exemption under the Noise By-law to the Relay for Life (Canadian Cancer Society) taking place at the Hampton High School soccer field on June 9<sup>th</sup> at 7 pm until June 10<sup>th</sup> at 7 am conditional on the Relay for Life organizers contacting the neighbouring properties owners to inform them of the event.**

**Motion Carried**

14.3 Regional Leisure Services Committee

**Moved by Councillor Doucet and seconded by Councillor Lights that the Town of Hampton accept the resignation of James Davis from the contract position of the Regional Coordinator of the Regional Leisure Services committee effective May 25<sup>th</sup>, 2012.**

**Motion Carried**

**Moved by Councillor Doucet and seconded by Councillor Behr that the Town of Hampton appoint Sarah Morrison to the contract position of the Regional Coordinator of the Regional Leisure Services committee effective May 28<sup>th</sup>, 2012 as per the terms and conditions outlined in Schedule “A”, *Leisure Services Regional Collaboration*, dated May 8<sup>th</sup>, 2012.**

**Motion Carried**

14.4 Ironwood Extension

Deputy Mayor Bond declared a conflict of interest and left the meeting.

**Moved by Councillor Doucet and seconded by Councillor Lights that the Town of Hampton extend the deadline in paragraph 1 of the Interim Subdivision Developer’s Agreement with Ironwood Enterprises Inc. for the complete development of a minimum of thirty-one single family residential building lots as part of the Links at Hampton subdivision to on or before December 31, 2013, with the Developer paying the interest on the loan for 2012 and 2013, with two thousand eight hundred and six dollars and fifty-cents (\$2806.50) due on or before December 31, 2012 and two thousand two hundred and eleven dollars and fifty cents (\$2211.50) due on or before December 31, 2013.**

**Motion Carried**

Deputy Mayor Bond returned to the meeting.

14.5 Swearing - In

As per the Town’s procedural by-law, please be advised that the newly elected Council will hold its first meeting in Council Chambers at 7:00 p.m. on Monday, May 28<sup>th</sup>. This meeting will include taking oaths of office.

14.6 Former Home Hardware Site

Councillor Behr felt that the rocks recently dumped on the former Home Hardware Site The Building Inspector confirmed that he met with the developer. The developer will be placing an individual row of rocks along the front of the property to deter traffic onto his property. The remainder of the rocks will be moved the rear of the property. The work will be completed before the end of the month.

14.7 Thank you to current Council

Mayor Chorley thanked Council for the work that they had completed in their term. He stated that it was a good four years. He was pleased with what was accomplished over the past four years.



Council thanked Mayor Chorley for his leadership and staff for their support of Council.

Councillor Lights noted that she was going to miss being a part of Town Council.

**15. OUTSTANDING ISSUES**

Not applicable

**16. ADJOURNMENT**

There being no further business, the meeting of Council was adjourned at 8:26 p.m.

**Moved by Councillor Behr that the Town of Hampton adjourn the council meeting of May 8<sup>th</sup>, 2012.**

**Motion Carried**