

## **TOWN OF HAMPTON COUNCIL MEETING**

### **August 11, 2015**

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 August 11, 2015 commencing at 7:00 p.m.

#### **ATTENDANCE:**

Council: Mayor Ken Chorley Deputy Mayor Robert Doucet  
Councillor Todd Beach Councillor Peter Behr  
Councillor Dwight Bond

Staff: Richard Malone, Town CAO/Assistant Town Clerk  
Megan O'Brien Harrison, Clerk/Communications Officer  
Carolyn Walker, Building and Development Officer

Media: Melissa Heald, Kings County Record

Delegations: Sgt. Mark McKinnon, Hampton Detachment of the RCMP

Guest: Dave Carr, 564 Main Street  
Andrew Fischer, 1016 Main Street  
Mary and Richard Mellor, 28 Ossekeag Court  
Christy and Jadon Mellor, Kingston  
Rosa and Jean-Claude Vautour, 163 William Bell Drive

### **1. 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 6:45 p.m. During that time, a number of issues were discussed and the confidential information from such discussions was classified as follows:

Subsection of 10.4 (2)	Category	# of Items
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	4
d)	Land transactions for a municipal purpose	1
e)	Violates confidentiality of information obtained from other governments (Federal and/or Provincial)	
f)	Legal opinions or advice, and privileged communications	
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	1

### **2. OPEN REGULAR SESSION**

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

### **3. MOMENT OF REFLECTION**

Mayor Chorley led a silent moment of reflection.

### **4. APPROVAL OF AGENDA**

Moved by Councillor Behr and seconded by Councillor Beach that the agenda of the August 11, 2015 Council meeting be approved as presented.

**MOTION CARRIED**

### **5. DISCLOSURE OF CONFLICT OF INTEREST**

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

### **6. DELEGATIONS AND PUBLIC HEARINGS**

#### **6.1 RCMP Report**

Sgt. McKinnon reviewed the RCMP Incident Report for July 2015. He followed up with the concerns regarding recent reports of vandalism and doorbell ringing in Hampton. He stated that many of the calls are mischief. They are conducting foot patrols, as well as patrols in the unmarked cars.

#### **6.2 Public Hearing – Zoning By-law Amendment**

Mayor Chorley called the Public Hearing for the new *By-law #203-12 A Bylaw to Amend Zoning By-law 190-10* to order.

#### **Overview of the Proposed Changes**

The Building and Development Officer provided an overview of the proposed amendments. She noted that in recent years, the Planning Advisory Committee has reviewed several requests to allow for chickens in residential zones.

She noted that the proposed Zoning By-law amendment would include amendments to Sections: 2.0 Definitions, 4.0 General Provisions for all Zones, 6.0 Residential “R” Zone, 8.0 Town Centre “TC” Zone and 9.0 Mixed Use “MU” Zone.

It would include the addition of definitions for Chickens and for Livestock. Provisions for the keeping of chickens would be added to the General Provisions section. Finally it would include the addition of the keeping of chickens as a permitted use in a Residential, Town Centre and Mixed Use zones.

#### **Official Written Comments of the PAC**

The Clerk stated that the Building and Development Officer reviewed the proposed amendment with the Planning Advisory Committee. Their written minutes state that they request that in lieu of having specified lot dimensions (Length & Width) within the by-law that there just be an overall lot area presented in order to accommodate non-standard lot dimensions. The Building and Development Officer made this change to the proposed By-law Amendment. PAC recommended that Council approve the Zoning By-law amendment.

#### **Written Public Comments**

The Clerk noted that no written public comments were received.

### **Public Comments from the floor**

Rosa Vautour, 163 William Bell Drive: Ms. Vautour stated that she has been granted a temporary variance from PAC to allow for the keeping of chickens on her property. She is very proud of her hens. She has had a very positive experience and it has brought her a lot of joy. She feeds her hens her table scraps thus reducing her garbage. She encourages Council to pass the Zoning By-law amendment.

The Mayor will call three times for any others who wish to address Council on the By-law. The Mayor concluded the Public Hearing.

## **7. READING OF BY-LAWS**

### **7.1 Zoning By-law Amendment**

**Moved by Deputy Mayor Doucet and seconded by Councillor Behr that the Town of Hampton approve the first reading of Town of Hampton By-law 209-15: A By-law to Amend Zoning By-law 190-10.**

**Motion Carried**

**Moved by Councillor Beach and seconded by Councillor Bond that the Town of Hampton approve the second reading of Town of Hampton By-law 209-15: A By-law to Amend Zoning By-law 190-10.**

**Motion Carried**

### **7.2 By-law to Stop Up and Close Street**

**Moved by Councillor Bond and seconded by Deputy Mayor Doucet that the Town of Hampton approve the first reading of Town of Hampton By-law 210-15: A By-law to close a portion of Raymond Street.**

**Motion Carried**

**Moved by Councillor Beach and seconded by Councillor Behr that the Town of Hampton approve the second reading of Town of Hampton By-law 210-15: A By-law to close a portion of Raymond Street.**

**Motion Carried**

## **8. ADOPTION OF MINUTES**

### **8.1 Minutes of July 14, 2015**

**Moved by Councillor Behr and seconded by Councillor Beach that the minutes of the July 14, 2015 Regular Council Meeting be adopted.**

**Motion Carried**

### **8.2 Minutes of July 22, 2015**

**Moved by Councillor Behr and seconded by Councillor Bond that the minutes of the July 22, 2015 Special Council Meeting be adopted.**

**Motion Carried**

## 9. BUSINESS ARISING FROM MINUTES

There was none.

## 10. CORRESPONDENCE LIST

#	NAME	DESCRIPTON	Recommended Action
15-058	Diane Alexander, Executive Director, New Brunswick International Sculpture Symposium Sculpture Saint John	Sculpture Saint John is looking for an eighth partner for the third International Sculpture Symposium on the Saint John Waterfront in 2016. They also have opportunities in 2018 & 2020.	<b>Moved by Councillor Bond and seconded by Deputy Mayor Doucet that correspondence #15-058 be received and filed.</b> <b>Motion Carried</b>
15-059	Jason Dickson, President of Coach New Brunswick	Request for the Town to raise awareness of National Coaches Week.	<b>Moved by Councillor Beach and seconded by Councillor Behr that correspondence #15-059 be referred to the Leisure Services Advisory Committee.</b> <b>Motion Carried</b>
15-060	Bill Levesque, President Regional Development Corporation	Denial of request for financial assistance concerning the renovation of the former Kings County Court House building.	<b>Moved by Councillor Behr and seconded by Councillor Bond that correspondence #15-060 be received and filed.</b> <b>Motion Carried</b>
15-061	Allison Manthorne, Coordinator, Maritime SwiftWatch, Bird Studies Canada	Request for further information regarding the planned renovation of the former Kings County Courthouse, as well as providing information on the Chimney Swift Eco-Tourism project.	<b>Moved by Councillor Beach and seconded by Deputy Mayor Doucet that correspondence #15-061 be referred to Staff.</b> <b>Motion Carried</b>
15-062	Denis Landry, Minister, New Brunswick Department of Natural Resources	Notice that the Department of Natural Resources intends to continue the Nuisance Deer Management Program during the 2015 deer hunting season.	<b>Moved by Councillor Behr and seconded by Deputy Mayor Doucet that correspondence #15-062 be received and filed.</b> <b>Motion Carried</b>
15-063	Paulette Hicks, Co-Chair The Learning Partnership's 2015 Tribute Luncheon	Request for the Town of Hampton to support The Learning Partnership's 2015 Tribute Luncheon on November 9 <sup>th</sup> , 2015.	<b>Moved by Deputy Mayor Doucet and seconded by Councillor Bond that correspondence #15-063 be received and filed.</b> <b>Motion Carried</b>
15-064	Erin Schryer and Cathy Barry, Elf Program	Thank you for support of the Elf Literacy Program at Leatherbarrow Primary School.	<b>Moved by Councillor Behr and seconded by Councillor Bond that correspondence #15-064 be received and filed.</b> <b>Motion Carried</b>
15-065	Jim Cameron Hampton Committee Ducks Unlimited Canada	Request for a prize or cash donation for the 26 <sup>th</sup> Annual Hampton Ducks Unlimited Canada Banquet being held on September 12 <sup>th</sup> at the Hampton Seniors Resource Centre. Tickets to the event are also available	<b>Moved by Deputy Mayor Doucet and seconded by Councillor Beach that the Town of Hampton donate a prize to the 26<sup>th</sup> Annual Hampton Ducks Unlimited Canada Banquet.</b> <b>Motion Carried</b>

15-066	Joanne Nickerson 30 Viola Avenue	Requesting the ban on the sale and use of consumer fireworks within the Town of Hampton.	<b>Moved by Councillor Bond and seconded by Councillor Behr that correspondence #15-066 be referred to Staff.</b> <b>Motion Carried</b>
15-067	Duncan McRae, 5 Miler Co-Director	Request to be a Mile Sponsor for the Hampton 5-Miler Road Race taking place on September 13. As well as logistical requests for the event.	<b>Moved by Deputy Mayor Doucet and seconded by Councillor Beach that the Town of Hampton be a Mile Sponsor in the Hampton 5-Miler Race taking place on Sunday, September 13th at a cost of five hundred dollars (\$500) and that the remainder of the race day request be referred to the Director of Leisure Services and Director of Public Works and Utilities for their consideration.</b> <b>Motion Carried</b>
15-068	Georgie Day, Co-Chair 2015 Bloomin' Artists Event	Thank you to the Tourism Manager and the Town for their support of the Bloomin' Artists event.	<b>Moved by Councillor Bond and seconded by Councillor Behr that correspondence #15-068 be referred to Staff.</b> <b>Motion Carried</b>

## 11 APPROVAL OF ACCOUNTS

**Moved by Councillor Bond and seconded by Councillor Beach that the Town of Hampton approve the General and Utilities Fund Paid Invoices from July 1 to July 31, 2015 for the amount of six hundred and fifty-one thousand seven hundred and seventy-four dollars and fifty-one cents (\$651,774.51).**

**Motion Carried**

## 12 REPORTS FROM COMMITTEES

### 12.1 Fire-Rescue:

Councillor Bond reviewed the Fire-Rescue report. He noted that he would reviewed the number of hours with the Fire Chief as there was some discrepancy.

### 12.2 Planning Advisory:

Councillor Beach provided an overview of the Planning Advisory minutes. He noted that the committee considered two variances, approving one to allow for an oversized accessory building to be built on PID 00074484 located at 220 Lakeside Road, conditional for it to be used for personal use only and that it not be intended to be used for any business purpose nor for the habitation of humans, livestock or other domesticated animals without the required permissions from the Town as per the Zoning By-law.

### 12.3 Environment Committee:

**Moved by Councillor Behr and seconded by Councillor Beach that the Town of Hampton submit an Environmental Trust Fund (ETF) Application to study the effect of Sea Level Rise within the Town limits, as recommended by the Environment Committee.**

**Motion Carried**

12.4 Public Works Advisory and Utilities Commission:

**Moved by Councillor Bond and seconded by Councillor Behr that the Town of Hampton reject the proposal from the Local Service District of Hampton for the Town of Hampton to provide winter maintenance service to the Fairmount Subdivision, as recommended by the Public Works Advisory and Utilities Commission.**

**Motion Carried**

**Moved Councillor Bond and seconded Councillor Beach that the bio-swale concept be further investigated and considered for incorporation into the reconstruction of William Bell Drive, as recommended by the Public Works Advisory and Utilities Commission.**

**Motion Carried**

**Moved by Councillor Behr and seconded by Councillor Bond that the Town of Hampton accept the reports from the Fire-Rescue, RCMP, Planning Advisory, Environment, Public Works Advisory and Utilities Commission, and Joint Health and Safety committees as submitted.**

**Motion Carried**

## **13 APPROVAL OF REPORTS**

13.1 Building Inspector Report:

Council reviewed the Building Inspector Report.

13.2 Dog Constable Report:

Council reviewed the Dog Constable Report.

13.3 Communications Report:

The Communications Officer reviewed the Communications Report. Council recommended that the Entertainment on the Pavilion be advertised on the CBC. They also suggested a sandwich board advertising the event when it is taking place and moving the shows from 6-7 pm on Sunday evenings for 2016.

13.4 Financial Statement:

Council reviewed the financial statement.

**Moved by Deputy Mayor Doucet and seconded by Councillor Beach that the Town of Hampton approve the Building Inspector, Dog Constable, Communications and Financial reports as presented.**

**Motion Carried**

## **14 NEW BUSINESS**

### **14.1 Courthouse Architect**

**Moved by Councillor Behr and seconded by Councillor Beach that the Town of Hampton hire Toss Solutions Inc. to complete the architectural services on the revitalization of the former Kings County Courthouse at a cost of \$85,000.00 plus tax and expenses.**

**All in favour – Councillor Bond, Councillor Beach and Councillor Behr**

**All opposed – Deputy Mayor Doucet**

**Motion Carried**

## **15 OUTSTANDING ISSUES**

There were none.

## **16 ADJOURNMENT**

There being no further business, the meeting of Council was adjourned at 8:27 p.m.

**Moved by Councillor Beach that the Town of Hampton adjourn the council meeting of August 11, 2015.**

**Motion Carried**