

**TOWN OF HAMPTON
COUNCIL MEETING
April 13, 2010**

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 April 13, 2010 commencing at 7:00 p.m. A second closed session of Council was held immediately following the regular Council meeting, commencing at 8:00 p.m.

ATTENDANCE:

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

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

Media: Terrance MacEachern, Kings County Record
Erin Dwyer, Telegraph Journal

Delegations: Cpl. Pat Cole, RCMP

Guests: David Carr, 564 Main Street
Edward Baird, Hampton Real Estate Services Ltd.

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 7:00 p.m. Mayor Chorley called a second closed session to order at 8:00 p.m. and adjourned the session at 9:15 p.m. During that time, a number of issues were discussed and the confidential information from such discussions was classified as follows:

<u>Subsection of 10.4 (2)</u>	<u>Category</u>	<u># of 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	8
(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	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. DISCLOSURE OF CONFLICT OF INTEREST

Not Applicable

5. PRESENTATIONS AND DELEGATIONS

Cpl. Pat Cole provided some further insight into the RCMP report, explaining to Council how the percentages worked. He also reported that recent roadside checks had resulted in forty incidents of charges or warnings. Council stated that they had an opportunity to meet with John Warr, who is replacing Sgt. Gourdeau, at a recent Town function. Cpl. Cole indicated that he should be starting the first week in July.

6. ADOPTION OF MINUTES

6.1 Regular Meeting of March 9, 2010

Moved by Councillor Behr and seconded by Councillor Lights that the minutes of the March 9th, 2010 Regular Council Meeting be adopted.

Motion Carried

6.2 Special Meeting of April 1st, 2010

Moved by Deputy Mayor Bond and seconded by Councillor Behr that the minutes of the April 1st, 2010 Special Meeting be adopted.

Motion Carried

7. BUSINESS ARISING FROM THE MINUTES

Not Applicable

8. Correspondence List

#	NAME	DESCRIPTON	Action
10-042	Canaport LNG, in partnership with Atlantic Coastal Action	Invitation to Marsh Creek Clean-Up on Saturday, May 15 th from 9 a.m. - noon. Meeting at Parkway Mall parking lot.	Received and filed.
10-043	Harold L. Bettle	Recommending that the Town update the current Dog By-law	Referred to Staff.
10-044	John Heffler, 22 MacWilliam Lane Moncton, NB	Copy of a letter to Premier Shawn Graham regarding an alleged incident of abuse at nursing home in Moncton.	Received and filed.

10-045	Ronald Godin, President New Brunswick Crime Stoppers	Request to purchase advertising in annual "Crime Stoppers Awareness Guide" which will help them increase public awareness regarding their program and unsolved crimes in NB.	Moved by Councillor Lights and seconded by Councillor Behr that the Town of Hampton purchase a business card sized advertisement in the Crime Stoppers Awareness Guide for a cost of one hundred and eighty-five dollars (\$185.00). Motion Carried
10-046	Anthony Wilson-Smith, Vice-President Communications, Canada Post	They are seeking nominations for the 2010 Canada Post Community Literacy Awards which celebrate achievements of adult learners, along with those who helped them learn.	Received and filed.
10-047	Clayton Saunders, President, Royal Canadian Legion, N.B. Command	Request to purchase advertising in their annual military service recognition booklet, entitled "Lest We Forget", Volume 7	Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton purchase a business card sized advertisement in the military service recognition booklet, "Lest We Forget, Volume 7" for a cost of one hundred and ninety-five dollars (\$195.00) including taxes. Motion Carried
10-048	Randy Jones	Invitation to participate in the 2 nd Annual Golf Fore Kids Sake Tournament on June 29 th at the Riverside Country Club. The tournament is in support of the SJ Regional Hospital Foundation. Funds are dispersed through Pediatric Care Unit and Juvenile Diabetes clinic.	Referred to Staff to see what other sponsorship options for the event are available.
10-049	Eddie Oldfield, Director, NB Climate Change Hub	Registration form for interactive training workshop, "Community Action on Climate Change – A Training Workshop for Municipal Professionals and Leaders."	Council will advise the Town's administrative assistant if they wish to attend.
10-050	C. Scovil Brown, 119 Kennebecasis River Road	Thank you to the Works Department for a great job with winter snow removal. Request that the Works crew repair the curb/grassed area at the corner of Pedersen and Kennebecasis River Road that was damaged by snow removal equipment. Request that the Town wet the street prior to sweeping them to minimize the amount of dust.	Referred to the Public Works department.
10-051	Chris Rendell, St. Paul's Anglican Church	Request to place Hampton Community Garden information on the Town website.	Advised Staff to place on the Town Website.

10-052	Fundy Region Solid Waste Commission	Auditor's Report and Financial Statements for the year ended December 31, 2009.	Received and filed.
10-053	Hampton Alliance for Lifelong Learning	Request that the Town continue to provide free rental spaces in the Centennial Building until June 2011.	Council will consider at next Council meeting once further financial information is provided.
10-054	Stephen Battah, Province of N.B.	Request for new Capital Investment Plan for Gas Tax Funding.	Referred to Staff
10-055	Thierry Arseneau, Director of Capacity Building and Local Services Branch, Province of New Brunswick	New Brunswick Disability Awareness Week will take place from May 30 – June 5, 2010. They are seeking nominations for special recognition awards.	Staff is directed to link information to Town website.
10-056	Don Connolly, Canada Mortgage and Housing Corporation	The NB Non-Profit Housing Association is seeking sponsors for its provincial conference at the Delta Brunswick on May 7 & 8, 2010.	Receive and filed.
10-057	William Crouch, Director, Covered Bridge Visitor Information Centre	Invitation to purchase a 2010 Visitor Information Centers Membership for the Youngs Cove Visitor Center.	Refer to Economic Development
10-058	William Ruddock	Requesting that the Pickwauket road and the intersection of the Pickwauket Road and the Norton Shore Road are repaired.	Refer to Public Works Advisory.
10-059	Chris Collins, Minister Department of Local Government	Memo concerning the Public Sector Account Board (PSAB) implementation process for New Brunswick municipalities.	Refer to the Town Treasurer.
10-060	Randy Dickinson, Co-Chairperson Disability Awareness Week	Request for Proclamation for Disability Awareness Week 2010	Receive and file.
10-061	Brock Carlton, CEO, FCM	Notice of first payment for project GMF 10190	Receive and file.

9. Approval of Accounts

Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton approve the General and Utilities Fund Paid Invoices from March 1 to March 31, 2010 for the amount of three hundred and ninety-nine thousand seven hundred and eighty-two dollars and forty-two cents (\$399,782.42).

Motion Carried

10. Reports from Committees

10.1 Environment

Council did not comment on the Environment Committee Report.

10.2 Communities in Bloom

Council noted that this committee is getting very active.

10.3 Health Care

Council noted that the Doctor's Appreciation Night went very well.

10.4 Leisure Services

Moved by Councillor Doucet and seconded by Deputy Mayor Bond that the Town of Hampton extend the Hampton Hurricanes Hockey Club canteen lease for the arena for the 2010-2011 season at their current lease rate, as recommended by the Leisure Services Advisory Committee.

Motion Carried

10.5 Planning Advisory

Council did not comment on the PAC report.

10.6 EMO

Council noted that the Sentinel System software was being rolled out on May 4th. Councillor Doucet inquired whether all Councillors were receiving the flooding update emails. They confirmed that they were not.

10.7 RCMP

Council did not comment on the RCMP report.

10.8 Economic Development

Moved by Councillor Lights and seconded by Councillor Behr that the Town of Hampton award the Business Retention and Expansion Survey contract to Resilient Solutions at a cost of fifteen thousand dollars (\$15,000.00) including taxes, terms and conditions as presented, as recommended by the Economic Development Committee.

Motion Carried

Moved by Councillor Lights and seconded by Deputy Mayor Bond that the Town of Hampton permit the Town's VIC/River Centre Manager to serve on the Kings County Studio Tour Steering Committee as administrative support and allow these steering committee meetings to be held at the Lighthouse River Centre at no charge, as recommended by the Economic Development Committee.

Motion Carried

Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton accept the reports from the Environment, Communities in Bloom, Health Care, Leisure Services Advisory, Planning Advisory, EMO, RCMP, and Economic Development Committees as submitted.

Motion Carried

10 Reports from Committees

Building Inspector

The Building Inspector stated that this had been the best month of March for building permits since he had begun working with the Town.

Dog Constable Report

Council wondered if there was a typo in the Dog Constable report when it listed Stephen Ritchie at 38 Bovaird Lane, and whether it should be Murray instead. The Clerk will confirm same.

Lighthouse River Centre/VIC

The Town CAO noted that NB Power had reviewed the Lighthouse River Centre. They had made some suggestions but in general the amount of power usage does not appear out of the ordinary for this building.

Moved by Councillor Doucet and seconded by Deputy Mayor Bond that the Town of Hampton approve the Building, Dog Constable, and Lighthouse River Centre/VIC reports as presented.

Motion Carried

11 PETITIONS

Not Applicable.

12 READING OF BY-LAWS

The Mayor recused himself from the meeting at 7:35 p.m. Deputy Mayor Bond took the chair.

Municipal Plan Amendment

The Clerk read the Municipal Plan By-law amendment into the record. The purpose of the amendment is to change the land use designation at 274 Main Street (PID #00193748) from Residential to Town Centre in order to allow the rezoning of said parcel of land from Neighbourhood Commercial to Town Centre for the purpose of allowing the property owner to develop a licensed restaurant and a licensed liquor establishment.

Councillor Behr stated that he continues to support the residents in the neighbourhood. He said that he is not against the addition of another bar/restaurant in Hampton but strongly feels that this is not the location for it.

Moved by Councillor Doucet and seconded by Councillor Lights that the Town of Hampton approve the third and final reading of By-law 185-09: *A By-law to amend the Municipal Plan By-law 159-04.*

All in favour: Deputy Mayor Bond, Councillor Doucet, Councillor Lights

All those opposed: Councillor Behr

Motion Carried

Zoning By-law Amendment

The Clerk read the proposed Zoning By-law Amendment into the record. The purpose of this amendment is to rezone 274 Main Street (PID #00193748) from Neighbourhood Commercial to Town Centre for the purpose of allowing the property owner to develop a licensed restaurant and a licensed liquor establishment developed and used in accordance with the terms of a signed agreement between the Town of Hampton and the property owner, such agreement being attached hereto upon third and final reading as Schedule "B."

Moved by Councillor Lights and seconded by Councillor Doucet that the Town of Hampton approve the first reading of By-law 186-10: *A By-law to amend the Zoning By-law 160-04.*

All in favour: Deputy Mayor Bond, Councillor Doucet, Councillor Lights

All those opposed: Councillor Behr

Motion Carried

The Clerk read the proposed Zoning By-law Amendment into the record.

Councillor Behr stated that as per his previous reasons, he cannot support this motion.

Moved by Councillor Lights and seconded by Councillor Doucet that the Town of Hampton approve the second reading of By-law 186-10: *A By-law to amend the Zoning By-law 160-04.*

All in favour: Deputy Mayor Bond, Councillor Doucet, Councillor Lights

All those opposed: Councillor Behr

Motion Carried

Mayor Chorley returned to the meeting at 7:45 p.m. and resumed the chair.

14. NEW BUISINESS

14.1 William Bell Drive

Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton execute the Purchase and Sale Agreement for PID 30264519 to Ossekeag Park Inc., for the purchase price of thirty-two thousand five hundred dollars (\$32,500.00).

Motion Carried

14.2 Surplus Asset

Moved by Deputy Mayor Bond and seconded by Councillor Doucet that the Town of Hampton approve the Hampton Fire Rescue's sale of the surplus asset - 1982 International Tandem Tanker to the Port Rexton Fire Department for a purchase price of ten thousand dollars (\$10,000.00).

Motion Carried

15. OUTSTANDING ISSUES

15.1 Dog Bite Incident

Councillor Doucet stated that the Town's Dog By-law needs to be updated. Staff confirmed that an amended version was being drafted in consultation with the dog constable, a local veterinarian and legal counsel.

15.2 Ballfield Signs

Deputy Mayor Bond stated that the ballfield signs at the Earle Bovaird field are in rough shape. The Town CAO will contact the Hampton High School regarding their sign, and Town Staff will inspect the other sign.

15.3 Utility Poles

Deputy Mayor Bond noted that the aluminum poles at the Hall Road and William Bell Drive are not straight and should be corrected.

15.4 Blue Bins

Deputy Mayor Bond stated that there appears to be lots of garbage at the blue bins site and asked that this be followed up on so that the site is maintained properly.

15.5 Crosswalk on Main Street

Councillor Lights requested that the Town consider having the Department of Transportation create a crosswalk on Main Street near the Main Street Diner and the UAP. The matter was forwarded to the Public Works Advisory Committee for consideration.

15.6 Waste Receptacles at High School

Councillor Behr requested that the waste receptacles be returned to their locations at the Hampton High School.

15.7 Post Office Boxes

Councillor Behr asked for an update on the Community Postal Boxes on the Robertson Road. The Town CAO reported that Staff was working on the issue in conjunction with Canada Post.

15.8 Dutch Point Park

Councillor Behr noted that the bridges and walkways in Dutch Point Park were in need of repair. The Town CAO noted that work would commence in that area shortly.

16. ADJOURNMENT

There being no further business for open session, the meeting of Council was adjourned at 8:00 p.m into Closed Session.

Moved by Councillor Behr that the Town of Hampton adjourn the regular session of council of April 13, 2010.

Motion Carried

APPROVED:

Ken Chorley, Mayor

Megan O'Brien Harrison, Clerk