

**TOWN OF HAMPTON  
COUNCIL MEETING  
May 11, 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 May 11, 2010 commencing at 7:00 p.m. A second closed session of Council was held immediately following the regular Council meeting, commencing at 7:50 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: Hugh 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 7:50 p.m. and adjourned the session at 9:00 p.m. During that time, a number of issues were discussed and the confidential information from such discussions was classified as follows:

<u>Subsection</u>	<u>Category</u>	<u># of Items</u>
of 10.4 (2)		
(a)	Confidential information protected by law	
(b)	Personal information	1
(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	1
(h)	Access to/or security of particular buildings, other structures or systems	
(i)	Information gathered by police	
(j)	Labour/Employment matters	1

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

Mayor Chorley called the Open Session to order at 7:05 p.m.

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

Councillor Behr led Council in a moment of reflection.

**4. DISCLOSURE OF CONFLICT OF INTEREST**

Not Applicable

**5. PRESENTATIONS AND DELEGATIONS**

Cpl. Pat Cole reported that there had been six recent complaints under the Noise By-law. In five instances the noise level was immediately reduced. There is one case where follow-up is required and possible charges will be laid.

Cpl. Cole reported that there had been another daytime break-in in the Town. The man indicated that he was there to cut down trees. He had no equipment with him and took off when he was discovered. He also stated that there are currently no suspects in the recent vandalism at the Hampton Seniors' Resource Centre. He did note that the names "Eric and Jake" were included in the graffiti.

**6. ADOPTION OF MINUTES**

**6.1 Regular Meeting of April 13, 2010**

**Moved by Deputy Mayor Bond and seconded by Councillor Lights that the minutes of the April 13<sup>th</sup>, 2010 Regular Council Meeting be adopted.**

**Motion Carried**

**7. BUSINESS ARISING FROM THE MINUTES**

**7.1 Golf Fore Kids Sake event**

At the April Council meeting, Council referred the invitation to participate in the 2<sup>nd</sup> Annual Golf Fore Kids Sake Tournament on June 29<sup>th</sup> to staff to investigate other sponsorship options for the event. Staff presented two sponsorship options that may fall within the Town's civic relations budget. They included the *Longest Drive Sponsor* at a cost of \$250 and the *Hole in One Sponsor* at a cost of \$500.

**Moved by Councillor Behr and seconded by Deputy Mayor Bond that the Town of Hampton agree to be the Longest Drive Sponsor at the 2010 Golf Fore Kids Sake event at a cost of two hundred and fifty dollars (\$250.00)**

**All those in favour: Councillor Behr**

**All those opposed: Deputy Mayor Bond, Councillor Doucet, Councillor Lights**

**Motion Defeated**

## 8. Correspondence List

#	NAME	DESCRIPTON	Action
10-062	Raymond Murphy, UMNB	Invitation to bid on two Blue Jays ball game tickets for July 31 <sup>st</sup> .	Received and filed.
10-063	Michael Buda, FCM	FCM Right-of-Way Campaign and website information	Received and filed
10-064	Lorraine Leverington & Anna Young	Requesting support for 10 <sup>th</sup> annual Town Wide Yard Sale	<p><b>Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton donate one hundred dollars (\$100) in support of the 10<sup>th</sup> annual Town Wide Yard Sale.</b></p> <p style="text-align: center;"><b>MOTION CARRIED</b></p> <p>Council recommended that the organizers contact the RCMP to manage traffic and parking.</p>
10-065	Lorraine Leverington & Anna Young	Request to handle the 2010 Town Wide Yard Sale registration at the Visitor Information Centre	<p><b>Moved by Councillor Lights and seconded by Councillor Behr that the Town of Hampton allow the Town Visitor Information Centre to be used as a registration point for the 2010 Town Wide Yard Sale.</b></p> <p style="text-align: center;"><b>MOTION CARRIED</b></p>
10-066	MS Society of Canada	Confirmation that the 2010 RONA MS Bike Tour through Hampton is acceptable and free of any planned road works or construction.	Referred to the Public Works Superintendent.
10-067	Garth and Helena Millar, Race Organizers, Hampton Ladies Triathlon	Request for a donation to the Hampton Ladies Triathlon being held on June 13 <sup>th</sup> .	<p><b>Moved by Councillor Lights and seconded by Deputy Mayor Bond that the Town of Hampton donate one hundred dollars (\$100) to the Hampton Ladies Triathlon being held on June 13<sup>th</sup>.</b></p> <p style="text-align: center;"><b>MOTION CARRIED</b></p>
10-068	Atlantic Institute for Market Studies	Eighth Annual Report on Atlantic Canadian High Schools.	Received and filed.
10-069	Bonnie Flanagan, Program Officer, Regional Development Corporation	Final payment from Family and Youth Capital Assistance Program to help cover the cost of the revitalization of the playground.	Received and filed.
10-070	New Brunswick Department of Local Government	New rules for pet stores, kennels and animal shelters.	Referred to Staff.
10-071	Eric Cunningham, Mayor, Village of Sussex Corner	Invitation to Sustainable Community Design Workshop	Councillor Behr indicated that he would like to attend.

10-072	Brenda Gaunce, Canadian Cancer Society	Offer of a 'SunSense' program package	Referred to the Leisure Services Director
10-073	G. Murray Driscoll, Mayor, Town of Quispamsis	Invitation to participate in a regional forum regarding the overpopulated deer situation and the appointment of a Council representative to attend these discussions	<b>Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton appoint Councillor Doucet as the Town's representative to attend the regional forum on the overpopulated deer situation.</b>  <b>MOTION CARRIED</b>
10-074	Claude Savoie, WorkSafe NB	Information regarding Firefighter's Compensation Act	Referred to the Town Treasurer.
10-075	Tourism New Brunswick	2010-13 Tourism strategy, <i>The Time is Now</i> , was released and is available at <a href="http://www.gnb.ca/tourism">www.gnb.ca/tourism</a>	Referred to the Tourism Manager.
10-076	Hon. Rick Miles, Minister, Department of Environment	Accepting nominations for the 2010 Environmental Leadership Awards	Referred to the Environment Committee.
10-077	Canada Post	Committed to Rural Service	Received and filed.
10-078	Kathy English, HALL	Invitation to 2010 HALL annual general meeting on May 20 <sup>th</sup>	Council is asked to inform the Town's administrative assistant if they plan to attend.
10-079	Muscular Dystrophy Canada	Invitation to cost a Walk and Roll event on Friday June 4th	Referred to the Leisure Services Director.
10-080	Kate Armstrong, Administrative Assistant, Dr. V. A. Snow Centre.	Invitation to bus fundraiser for the Dr. V. A. Snow Centre.	<b>Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton donate a shaker box with the Town logo as a silent auction item for the bus fundraiser at the Dr. V. A. Snow Centre Inc. and sponsor a table of eight at a cost of four hundred dollars (\$400.00) for the Fundraiser Dinner on Friday May 14, 2010.</b>  <b>MOTION CARRIED</b>

## 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 April 1 to April 30, 2010 for the amount of eighty-seven thousand three hundred and fifty-seven dollars and seventy cents (\$87,357.70).**

**Motion Carried**

## 10. Reports from Committees

### 10.1 Environment

Council did not comment on the Environment Committee report.

### 10.2 Communities in Bloom

Council did not comment on the Communities in Bloom Committee report.

### 10.3 Health Care

Council noted that the Physician Appreciation Night went well.

### 10.4 Planning Advisory

Council did not comment on the Planning Advisory Committee report.

### 10.5 EMO

Council commented on the rollout of the new Sentinel Software Suite. They believe the system is being well received. They also noted that the EMO meetings have been well attended.

### 10.6 EnviroFair

Council did not comment on the EnviroFair Committee report.

### 10.7 RCMP

Council did not comment on the RCMP report.

### 10.8 Town Square

The Town CAO noted that the storm sewer is installed and that installing the electrical conduit is the next step.

### 10.9 Economic Development

**Moved by Councillor Lights and seconded by Deputy Mayor Bond that the Town of Hampton decline the membership to the Covered Bridge Visitor Information Centre as recommended by the Economic Development Tourism Sub-committee.**

**Motion Carried**

**Moved by Councillor Doucet and seconded by Deputy Mayor Bond that the Town of Hampton accept the reports from the Environment, Communities in Bloom, Health Care, Planning Advisory, EMO, EnviroFair, Town Square, and Economic Development Committees as submitted.**

**Motion Carried**

## 10 Reports from Committees

### Building Inspector

Council noted that there is a significant increase in the amount of building permits compared to this time last year.

### Dog Constable Report

Council stated that the Dog Constable was doing a good job.

### Lighthouse River Centre/VIC

Council commented on the new sound system being installed at the Lighthouse River Centre.

### Financial Statement

Council did not comment on the Financial Statement.

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton approve the Building, Dog Constable, Lighthouse River Centre/VIC and Financial reports as presented.**

**Motion Carried**

## 11 PETITIONS

Not Applicable.

## 12 READING OF BY-LAWS

The Mayor recused himself from the meeting at 7:40 p.m. Deputy Mayor Bond took the chair.

### Zoning By-law Amendment

The Clerk read the proposed Zoning By-law Amendment into the record. The purpose of this amendment is to rezone a parcel of land, located at 274 Main Street and identified as 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 third and final 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 and resumed the chair.

## 14. NEW BUSINESS

### 14.1 Canadian Red Cross

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton enter into a Red Cross Training Partner agreement with the Canadian Red Cross Society, as recommended by the Leisure Services Director.**

**MOTION CARRIED**

### 14.2 Zelda's River Adventures

**Moved by Deputy Mayor Bond and seconded by Councillor Lights that the Town of Hampton approve the 2010 Lease Agreement with Zelda McKenzie (Zelda's River Adventures) as presented and recommended by the Economic Development Committee.**

**MOTION CARRIED**

### 14.3 Executive Estates

Deputy Mayor Bond declared a conflict of interest and left the meeting at 7:45 p.m.

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton assent to the subdivision plan, entitled *Executive Estates: Subdivision Phase 1*, dated October 8, 2009 as prepared by Kierstead Quigley and Roberts Limited, which created 10 residential building lots (Lots 5-9 and 25-29) and creates and vests a new Public Street, Executive Drive and new public utility easements subject to the following conditions:**

- Execution of the Developer's Agreement between the Town and numbered company Kennebecasis Development Inc. as presented by the Town CAO and the Development Officer;
- Placement of appropriate bonding as determined by the Town Engineer, Dillon Consulting; and
- Plans to be signed by appropriate utilities.

**MOTION CARRIED**

Deputy Mayor Bond returned to the meeting.

### 14.4 Easement on Kelti

**Moved by Councillor Doucet and seconded by Councillor Lights that the Town of Hampton assent to the amending subdivision plan, entitled *Municipal Services Easement: Villa Drive*, dated March 19, 2010 as prepared by Kierstead Quigley and Roberts Limited which creates and vests a Municipal Services Easement to the Town.**

**MOTION CARRIED**

14.5 Dangerous and Unsightly

Moved by Councillor Doucet and seconded by Councillor Behr that Council instruct the Town Clerk to serve notice on the owner of 73 Centennial Road requiring that they remedy the condition of said properties by May 31<sup>st</sup>, 2010 as they are currently in contravention of the Town of Hampton By-law #26. If the situation is not remedied by May 31, 2010, Council instructs staff to arrange for the conditions to be remedied and the cost of same to be billed to the owner as per sections 190(5) and 190(6) of the Dangerous and Unsightly Premises By-law.

**MOTION CARRIED**

14.6 Public Presentation

Moved by Councillor Behr and seconded by Deputy Mayor Bond that the Town of Hampton hold a public presentation at 7:00 p.m. in Council Chambers on Thursday, May 27<sup>th</sup>, 2010 to consider the rezoning application of Eagle Point Holdings to rezone PIDS 30022008 and 30123590 from Residential to Business to allow for the development of a maintenance garage and administrative office building.

**MOTION CARRIED**

14.7 Community Garden

Moved by Councillor Doucet and seconded by Councillor Behr that the Town of Hampton donate five hundred dollars (\$500) to the Hampton Community Garden from the civic relations fund.

**MOTION CARRIED**

**15. OUTSTANDING ISSUES**

Not Applicable.

**16. ADJOURNMENT**

There being no further business for open session, the meeting of Council was adjourned at 7:50 p.m. into Closed Session.

Moved by Councillor Behr that the Town of Hampton adjourn the regular session of council of May 11, 2010.

**Motion Carried**

APPROVED:

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Ken Chorley, Mayor

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Megan O'Brien Harrison, Clerk