

**TOWN OF HAMPTON  
COUNCIL MEETING  
February 8th, 2011**

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 February 8, 2011 commencing at 7:10 p.m. A second closed session of Council was held immediately proceeding the regular Open session, commencing at 8:10 p.m.

**ATTENDANCE:**

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

Staff: Richard Malone, CAO  
Megan O'Brien Harrison, Clerk/Development Officer

Media: Erin Dwyer, Telegraph Journal  
Laura MacInnis, Kings County Record

Delegations: Sgt. Andy O'Connell, RCMP

Guests: David Carr

**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 7:05 p.m. Mayor Chorley called a second closed session to order at 8:10 p.m. and adjourned the second closed 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 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	4
(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	3
(g)	Litigation or potential litigation	
(h)	Access to/or security of particular buildings, other structures or systems	
(i)	Information gathered by police	1
(j)	Labour/Employment matters	2

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

Mayor Chorley called the Open Session to order at 7:08 p.m. He noted that Councillor Doucet was away on vacation

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

Councillor Behr led Council in a moment of reflection.

**4. APPROVAL OF AGENDA**

**Moved by Councillor Behr and seconded by Councillor Lights that the agenda of the February 8, 2011 be approved as presented.**

**Motion Carried**

**5. DISCLOSURE OF CONFLICT OF INTEREST**

No conflicts were declared.

**6. PRESENTATIONS AND DELEGATIONS**

a. Sgt. Andy O'Connell – Hampton RCMP

Sgt. O'Connell hopes that the RCMP report will be reformatted for the March Council meeting. Council noted that they appreciated the notes that appeared on this month's report. It was noted that there were two check stops in Hampton in January with 135 vehicles checked. In January there were 12 POPA charges laid and 19 warnings issued.

Sgt. O'Connell stated that Tanya Warren was unable to attend tonight's meeting and that she sends her regrets. He reported on her behalf that there have been six files on restorative justice in Hampton in 2011, including four young offenders. There were also three risk assessments completed on Hampton residents. Ms. Warren offered restorative justice training to Council. They may contact her if they are interested in attending.

Sgt. O'Connell stated that they are better tracking officer presence in the schools and that this information would appear on the new report.

In addition, Sgt. O'Connell stated that they were partnering with the Hampton Lions Club and Hampton High school to host a drug awareness workshop on April 14<sup>th</sup>. They anticipate four hundred (400) students from the high school and middle school taking part.

Councillor Behr noted that some drivers are still having difficulty with right-of-ways in the roundabout. In particular, drivers coming down Main Street are not yielding as they enter the roundabout. Sgt. O'Connell stated that he would include in his next write-up in the Hampton Herald. He also stated that he would encourage drivers to use their signal lights.

## 7. ADOPTION OF MINUTES

### 7.1 Minutes of January 11, 2011

Council reviewed the minutes for Errors or Omissions.

**Moved by Councillor Behr and seconded by Deputy Mayor Bond that the minutes of the January 11, 2011 Regular Council Meeting be adopted.**

**Motion Carried**

## 8. BUSINESS ARISING FROM MINUTES

Not applicable.

## 9. CORRESPONDENCE LIST

#	NAME	DESCRIPTON	Recommended Action
11-011	Andrew Hopper, Superintendent, School District 6 and Roger Nesbitt, District Education Council Chair	Invitation to participate in an <i>Open Session</i> consultation session on Saturday, February 12 <sup>th</sup> from 10am-4pm at Millidgeville North School jointly held with Districts 6 and 8 to provide thoughts and ideas on ways the public education system can cut costs over both the short and longer term as the province faces financially challenging times.	Council was invited to attend if they wished.
11-012	Sarah Reiker	Thank you letter for the Town's support of her upcoming trip to Nicaragua.	Received and filed.
11-013	Peter Buck, Irving Oil Challenge Cup Host Committee	Request for five hundred dollar donation to the 20 <sup>th</sup> Annual Irving Oil Challenge Cup (Atlantic Canada's Bantam AAA Hockey Championship) being held at the qplex on March 31-April 3 <sup>rd</sup> .  They are also requesting a welcome message to be included in their souvenir program.  A player from Hampton Minor Hockey, Mathieu Savidant, is a member of this year's host team the KV Bantam AAA Vito's Rangers.	Received and filed.
11-014	Bill Merrifield, Chair,	Update on the Stonehammer	Referred to the Lighthouse River Centre

	Stonehammer Geopark	Geopark activities since evaluators were here in September 2010.	manager.
11-015	Nicole Scott, Director of Communications, Hampton Speed Skating Club	Request for advertising and/or donation for the Hampton Speed Skating Club annual meet on February 19 <sup>th</sup> which will involve 150 skaters and volunteers from across the Atlantic Provinces.	<b>Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton donate two shirts and two hats to the auction and purchase a business-sized ad at a cost of twenty-five dollars in support of Hampton Speed Skating Club's annual meet.</b>  <b>Motion Carried</b>
11-016	Beverley Ross Fielding, 2010/2011 Yearbook Advisory. Hampton High School	Request for advertising in the 2010/2011 Hampton High School Yearbook.	<b>Moved by Councillor Lights and seconded by Deputy Mayor Bond that the Town of Hampton purchase a half-page advertisement in the Hampton High School yearbook for a cost of one hundred and fifty-five (\$155) dollars.</b>  <b>Motion Carried</b>
11-017	Alex Donovan	Request for sponsorship towards his trip to Thailand in the summer of 2011 as part of the International Student Volunteers organization.	<b>Moved by Councillor Behr and seconded by Deputy Mayor Bond that the Town of Hampton donate one hundred dollars (\$100.00) to Alex Donovan for his <i>International Student Volunteers</i> trip to Thailand.</b>  <b>Motion Carried</b>
11-018	Natasha Bozek, Executive Director, Literacy Coalition of New Brunswick Ltd.	Encouraging the Town to engage in and support Family Literacy in the community. Events can be registered at <a href="http://www.abclifeliteracy.ca">www.abclifeliteracy.ca</a>	Referred to Hampton Alliance for Lifelong Learning.
11-019	The Gallagher Family	Thank you card	Received and filed.

## 10. APPROVAL OF ACCOUNTS

- 10.1 **Moved by Deputy Mayor Bond and seconded by Councillor Lights that the Town of Hampton approve the General and Utilities Fund Paid Invoices from January 1 to January 31, 2011 for the amount of two hundred thousand, four hundred and ninety-eight dollars and ninety- nine cents (\$200,498.99).**

**Motion Carried**

## 11. REPORTS FROM COMMITTEES

### 11.1 Leisure Services Advisory

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton appoint Michelle Brenton to the Leisure Services Advisory Committee for a three year term effective immediately.**

**Motion Carried**

### 11.2 Environment

Councillor Behr stated that he went to Harvey, New Brunswick to attend a presentation about fracking. He reported on same to Council. Council noted that Hampton High School now has a compost program up and running.

**Moved by Councillor Behr and seconded by Deputy Mayor Bond that the Town of Hampton appoint Stephen McCormick to the Environment Committee for a three year term effective immediately.**

**Motion Carried**

### 11.3 Economic Development

Councillor Lights reported that the committee is working on brochures and DVD for 2011.

### 11.4 Health Care

Council reported that Dr. Adeyeye has opened her office and is taking approximately three thousand (3000) patients. The Town continues on their quest to attract physicians to the community.

The Committee reviewed the “Caring for those who cared for us” focus group report.

### 11.5 Fire-Rescue

Council noted that January was a busy month for the Fire-Rescue.

### 11.6 RCMP

Council did not comment further on the RCMP report.

### 11.7 EMO

No Motions

### 11.5 Joint Health and Safety

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton provide a safety training course to summer students hired by the Town as recommended by the Joint Health and Safety Committee.**

**Motion Carried**

**Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton accept the reports from the Leisure Services Advisory, Environment, Economic Development, Health Care, Fire-Rescue, RCMP, EMO and Joint Health and Safety Committees as submitted.**

**Motion Carried**

## **12. APPROVAL OF REPORTS**

### 12.1 Building Inspector Report

Council stated that 2011 appears to be off to a good start.

### 12.2 Dog Constable

Council noted that the dog constable receives many calls from outside of the Town limits.

### 12.3 Lighthouse River Centre/VIC

Council did not comment on the Lighthouse River Centre/VIC report.

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

**Motion Carried**

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

### Zoning By-law 190-10

The Clerk read into the record by section and title only. There are two noted changes from the previous by-law.

Title of Section 10 Neighbourhood Business “NB” Zone now includes the words “(formerly Neighbourhood Commercial “NC”)

Section 16 Repeal of By-law was added, stating “Town of Hampton Zoning By-law Number 160-04 and amendments thereto are repealed.”

**Moved by Councillor Behr and seconded by Councillor Lights by that the Town of Hampton approve the third and final reading of *Town of Hampton Zoning By-law 190-10*.**

**Motion Carried**

## 14. NEW BUSINESS

14.1 Lighthouse River Centre Fees

**Moved by Councillor Lights and seconded by Deputy Mayor Bond that the Town of Hampton adopt the 2011 Lighthouse River Centre fee schedule, dated January 1, 2011 as presented and recommended by the Lighthouse River Centre Manager.**

**Motion Carried**

14.2 Dog Constable

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton renew Darin Clarke's Dog Constable contract until December 31, 2011 with terms and conditions as presented and approved in the 2011 budget.**

**Motion Carried**

14.3 Building Inspector/By-law Enforcement Officer

**Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton renew Richard King's contract as Building Inspector/By-law Enforcement Officer until December 31, 2011 with terms and conditions as presented and approved in the 2011 budget.**

**Motion Carried**

14.4 Crossing Guard

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton re-appoint Carla Sampson as the crossing guard attendant at the Hampton Middle School crosswalk until June 30, 2011 with terms and conditions as presented and approved in the 2011 budget.**

**Motion Carried**

14.5 Garbage Contract

**Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton renew the Garbage Contract with Dominion Refuse until December 31<sup>st</sup>, 2011 as permitted by the 2007 Garbage Tender for Residential Waste Collection and Disposal Services.**

**Motion Carried**

14.6 Sale of Land on William Bell Drive

**Moved by Councillor Behr and seconded by Councillor Lights that, due to an error in the name of the purchasing company, the following motion of December 14, 2010 be repealed:**

*Moved by Councillor Doucet and seconded by Councillor Behr that the Town of Hampton enter into a Purchase and Sale agreement, as presented with FIC Holdings for PID 30279228.*

**Motion Carried**

**Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton enter into a Purchase and Sale agreement, as presented with numbered company 641912 NB Inc. for PID 30279228.**

**Motion Carried**

14.7 Surplus Asset

**Moved by Deputy Mayor Bond and seconded by Councillor Lights that the Town of Hampton declare one 1981 John Deere Loader as a surplus asset to be disposed of at a bid process, as recommended by the Public Works Superintendent.**

**Motion Carried**

14.8 Section 39 Agreement

Mayor Chorley recused himself from the meeting.

Deputy Mayor Bond took the chair.

**Moved by Councillor Behr and seconded by Councillor Lights that a letter be sent by the Clerk or Town Manager to the Owner of 274 Main Street (PID 00193748) (the “Property”) as the Owner has failed to meet the time line prescribed in paragraph 10 of a Section 39 Agreement relating to the Property and the Owner has failed to comply with the requirements of the Town’s letter of February 3, 2011.**

**The letter should stipulate to the Owner that, without further notice, the Town of Hampton will pass a resolution at its March 8, 2011 regular Council meeting to cancel the Section 39 Agreement, thereby causing the land to revert to the type of zone under which it fell before the original rezoning.**

**Motion Carried**

Mayor Chorley returned to the meeting and resumed the chair.



14.9 Leisure Services Positions

Councillor Lights declared a conflict of interest and left the meeting.

**Moved by Councillor Behr and seconded by Deputy Mayor Bond that the Town of Hampton appoint Kevin Breau to the position of Facility Manager effective February 13<sup>th</sup>, 2011, as recommended by the Human Resource Committee. The appointment is for a 6 month probationary period and then with a satisfactory performance appraisal, the employee will be reclassified to regular full time employment. As Mr. Breau is presently a full time employee his benefit package will continue with no interruption during the probationary period for this position. Rate of pay is according to Schedule A Leisure Services Organizational Review dated February 8, 2011.**

**Motion Carried**

Councillor Lights returned to the meeting.

**Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton reclassify the Assistant Director of Leisure Services position to the position of Office Supervisor effective February 13<sup>th</sup>, 2011, as recommended by the Human Resources Committee. Rate of pay is according to Schedule "A" Leisure Services Organizational Review dated February 8, 2011.**

**Motion Carried**

15. Outstanding Issues

16. Adjournment

There being no further business for open session, the meeting of Council was adjourned at 8:05 p.m. into closed session.

**Moved by Councillor Behr that the Town of Hampton adjourn the council meeting of February 8, 2011 be adjourned into a second closed session.**

APPROVED:

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Ken Chorley, Mayor

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Megan O'Brien Harrison, Clerk