

**TOWN OF HAMPTON
COUNCIL MEETING
April 14, 2009**

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 14, 2009 commencing at 7:00 p.m. A second closed session of Council was held from 9:05 p.m. until 9:20 p.m. A second regular session of Council was held commencing at 9:20 p.m.

ATTENDANCE:

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

Staff: Richard Malone, Chief Administrative Officer
Megan O'Brien Harrison, Town Clerk/Development Officer

Delegations: Sgt. Steve Gourdeau, Hampton RCMP
Constable Bob Poitras and Gary Myles, KV Crime Stoppers
Billy Carter, Opposition to Belleisle Ferry Closure
Ian Patrick, Gordon Foster, John Barnstead and Doug Wort, Hampton Curling Club

Media: Erin Dwyer, Telegraph Journal
David Kelly, Kings County Record

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 same meeting at 7:00 p.m. A second closed session of Council was held from 9:05 p.m. until 9:20 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	7
(d)	Land transactions for a municipal purpose	3
(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	3

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

Deputy Mayor Bond declared a conflict of interest on all issues dealing with land development in the Town of Hampton.

5. PUBLIC HEARING AND DELEGATIONS

Sgt. Steve Gourdeau

Sgt. Gourdeau stated that March was an average month in regards to policing in the Town. He also noted that the electronic speed display sign would be back on Town streets very shortly.

Sgt. Gourdeau stated that he has learned the Long Reach Fire Department is not insured for the operation of a rescue boat. As a result of this, he is willing to contact Ottawa to ask permission to redirect the RCMP's old patrol boat to the Hampton Fire-Rescue Department for their use as a water rescue boat.

Council stated that they would be very pleased to receive the boat.

Hampton Curling Club

Ian Patrick, president of the Hampton Curling Club, stated that they are seeking help to improve the forecasted future of the Hampton Curling Club.

Gordon Foster provided a historic overview of the Hampton Curling Club. He stated that in 1890, several area residents each bought a part of curling stones, wrote up a constitution and founded the Hampton Curling Club. The Hampton Curling Club is the oldest continuous recreational organization and facility in the area. They have had as few as 20 members in the beginning to over 150 members per season. In their current year, they have 120 members. He noted that the Curling Club has carried out programs for youth, supported town endeavours, shared furniture and equipment and facilities when requested by town groups. He stated that in 1999, they supplied much needed parking and housing for both cars and horses when the RCMP Musical Ride was in Hampton. As a not-for-profit-organization, the Hampton Curling Club, run strictly by volunteers, believes it has a unique and valued place in our community.

John Barnstead provided recreational consideration of the Hampton Curling Club. He feels that curling, together with other recreational activities in Hampton, shows a community that can offer attractive leisure services to potential residents. He noted that many youths and adults have curled at the Hampton Curling Club, progressed through the curling program and have gone on to represent Hampton and New Brunswick at several Canadian Championships. These have included Kathy Floyd, Stacy Sampson, Graeme MacKinnon, Doug Sampson Jr., Lloyd McKinley and John Barnstead. He also noted that Alan MacGowan curled at the Hampton Curling Club for seventy-five years and was inducted into both the Canadian Curling Hall of Fame and the New Brunswick Sports Hall of Fame. Mr Barnstead stated that the Hampton Curling Club has provided the building and all its facilities to the MS and Cancer societies which has allowed them to raise in excess of \$100,000.00 toward their respective charities. The

Hampton Volunteer Fire Department, the Royal Canadian Legion – Hampton Branch and the Teachers Association has also used the club for special curling events.

Doug Wort provided Council with a financial overview of the Hampton Curling Club. The Hampton Curling Club is owned by its members, operated by volunteers, and has for the most part been able to meet its expenses. Unfortunately the Hampton Curling Club now finds itself in a financial bind, largely due to an antiquated ice making system that is far from energy efficient and that could fail without warning. The Hampton Curling Club has an annual property tax bill of more than \$4,000, and approximately \$2,600 of which goes to support the Town's budget. Mr. Wort felt some of this tax money undoubtedly goes to support other recreational activities in the Town and felt that this was an irrational situation due to their dire financial state. They are receptive to restructuring if need be.

Ian Patrick wrapped up the presentation with the Hampton Curling Club's specific requests. He stated that last year, with the goal of reducing costs, the directors commissioned a New Brunswick energy audit. The resulting report presents five projects that would lead to a significant savings for their members, as well as eliminate their ice-making problems. Those projects, when added to the need to patch a leaky roof, have an overall cost estimate of \$130,000.00. He stated that grants exist but to access them they have to show that work has been started. Unfortunately, they do not have the means to take that first important step. They thrive largely from their dues and bar sales as well as events and rentals. They simply do not have the means to finance large ticket improvements. They hope that with the Town's support, they may be able to access large capital funding. They recognize that their financial future lies in on-going membership growth. They would like to be included in the Leisure Services Program for the Town of Hampton to help raise their profile and to become more of a working partner in the life of Hampton. They also request to be involved in the Town of Hampton's Recreational Master Plan. They believe that their future lies in partnership, and it is with that in mind that they have come before Council.

Mayor Chorley thanked them for their presentation. Council guaranteed that they would be involved in the Recreation Master Plan, and directed staff to make arrangements for same. Council stated that they would consider the remainder of their requests.

KV Crime Stoppers

Constable Bob Poitras, Crime Stopper Coordinator for Hampton and Gary Myles, President of KV Crime Stoppers, presented Council with an overview of their organization. They also thanked Council for the Town's annual donation.

They stated that anyone can call in a tip to 1-800-222-TIPS for anything they believe is a crime. There is no caller id or methods of call tracing involved. Callers are given an id number and are told to call back at a specific time. The caller provides the id # when they call back; they are then told whether they are eligible for an award, ranging from \$200 - \$2000, conditional on an arrest resulting from their tip.

KV Crime Stoppers survives from donations. All donations received stay in the region and all donations are used for tip pay outs. Other expenses, such as advertising, are financed through fundraisers, such the RCMP Musical Ride. They receive no provincial or federal government funding. They are run 100% by volunteers.

It was noted that they also have pre-approved crime payments for certain crimes. These crimes are posted at local area businesses and on a bulletin board at the high school.

Council thanked them for their presentation.

Belleisle Ferry Closure

Billy Carter stated that he was representing a group of residents that had been meeting regularly in Springfield in opposition to the Provincial Government's planned closure of the Belleisle Bay Ferry (F44) operating between Route 124 and Route 850. He stated that they usually had 20 people attend the meetings. He said time is running out.

He noted that Councillor Doucet did attend one of their rallies, but that overall the group was upset that the Town of Hampton had not been more supportive of their efforts to save the Belleisle Ferry. Council members stated that they had been unable to attend the rally because of other commitments, and that Councillor Doucet had been in attendance representing all of Council.

Mr. Carter believes that Hampton vendors will lose out when the ferry closes as many people will just travel to Sussex instead. He says commuter costs will rise considerably and there will be a negative environmental impact with the increase vehicular traffic. He says 350,000 people travel on the Belleisle Ferry on an annual basis.

He said that he had started a Facebook site that already had more than 5,000 members. He is asking for more support from Council in their efforts to oppose the closure of the Belleisle Ferry.

Councillor Behr asked whether Mr. Carter felt people would pay a toll to use the ferry. Mr. Carter said he thought that people would be willing to pay a toll and that they would also accept a reduction in hours of operation. It was noted that hours of operation could not be reduced in the winter months, when the ferry must travel regularly to break up the ice.

Council stated that they would write a letter of support and would strongly encourage the Government of New Brunswick to work with the citizens of the Belleisle to come up with a viable compromise.

6. ADOPTION OF MINUTES

Moved by Councillor Behr and seconded by Deputy Mayor Bond that the minutes of the March 10, 2009 Regular Council Meeting be adopted.

Motion Carried

7. BUSINESS ARISING FROM THE MINUTES

Alexander Court Lighting Request

The Town CAO stated that staff is still working on the issue and hopes to come to a conclusion that will be satisfactory to the majority of the area residents.

Order of New Brunswick

Councillor Behr noted that he had a resident that he wished to nominate and that he would be attending at the Town Office to get the nomination form.

Hampton Goes Global

Council was pleased with the proposed design of the *Hampton Goes Global* plaques, which included the Town of Hampton logo.

Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton grant permission for the *Hampton Goes Global* project to place plaques at various sites, as per list submitted, within the Town of Hampton. Final approval of the plaque locations shall be at the discretion of Town staff.

Motion Carried

8. CORRESPONDENCE LIST

09-50 Hampton NOW (Networking Opportunities for Women)
Meeting at Lighthouse River Centre, April 21 @ 7:00 pm
Topic: The Five Secrets of Effective Networking
Staff is directed to post the event on the *Calendar of Events* on the Town website.

09-51 Keith Scott, NB Command, Royal Canadian Legion
Request to advertise in their book featuring New Brunswick veterans from WWI through to NB troops in Afghanistan.
Referred to Staff to obtain specific advertising pricing information for consideration at the May meeting.

09-52 Brenda Gaunce, Canadian Cancer Society
Offer of SunSense Program package for use at the Leisure Services facility.
Referred to the Leisure Services Department.

09-53 Emily Carlson
Request for donation so that she may attend the Forum for Young Canadians.

Moved by Councillor Lights and seconded by Councillor Behr that the Town of Hampton donate one hundred dollars (\$100.00) to Emily Carlson to attend the Forum for Young Canadians from April 18th to 25th, 2009.

Motion Carried

09-54 Canadian Red Cross, New Brunswick Region
Seeking nominations for the 2009 Humanitarian Award
Received and Filed

09-55 Fundy Region Solid Waste Commission
Auditor's Report and Financial Statements for the year ended December 31, 2008.
Received and Filed

09-56 New Brunswick Police Commission
Information regarding new *Complaint Process* requirements in NB Police Act
Staff is directed to place the information on the RCMP section of the Town's website.

- 09-57 Jim Appleby, AIDS Saint John
8th annual AIDS Saint John Benefit Auction will be taking place on April 20th at the Trade and Convention Centre starting at 5:00 p.m.
Received and Filed
- 09-58 Margaret Ann Blaney, MLA
Asking Mayor and Council to support her in her efforts to have Canadian Blood Services decision to close New Brunswick's Blood Distribution Centre reversed.
Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton support the preservation of Canadian Blood Services New Brunswick Distribution Centre.
Motion Carried
- 09-59 Hockey New Brunswick
Request for Town Pins and a request for sponsorship of the 2009 Hockey New Brunswick Annual General Meeting, as well as an invitation for one representative and guest to attend the Awards Banquet on June 13th at the Delta in Saint John.
Moved by Councillor Doucet and seconded by Deputy Mayor Bond that the Town of Hampton supply the 2009 Hockey New Brunswick Annual General Meeting with Town Pins.
Motion Carried
Councillor Doucet and a guest will be attending the Awards Banquet on behalf of Council.
- 09-60 UMNB
Child/Youth-friendly Land-use & Transport Planning Workshop to be held on April 16th at 10:00 – 11:30 a.m.
Referred to Staff for possible participation in the webinar. Council members are able to participate if they wish.
- 09-61 Hampton and Area Chamber of Commerce
Annual Meeting will be held on Thursday, May 7th at the Bamara Inn commencing at 6:00 p.m.
Councillor Behr, Council's Chamber representative, noted that he will be away. Councillor Lights stated that she would attend on Councillor Behr's behalf. Sherman St. Germain, the staff representative, is also planning to attend.
- 09-62 Atlantic Institute for Market Studies
Report Card on New Brunswick Municipalities
Referred to Staff to find areas for improvement.
- 09-63 Premier's Council on the Status of Disabled Persons
Request for proclamation of Disability Awareness Week.
It is the Town's policy not to do proclamations. Received and filed.

- 09-64 Jerry Albert, Canadian Heritage
Deadline is April 30th for applications to *Building Community through Arts & Heritage* program
Referred to Staff.
- 09-65 Hovey Family
Thank you for donation/flowers in memory of Mrs. Hovey
Received and Filed.
- 09-66 Blue Sky Thinking
April 24th-25th, Blue Sky thinking Weekend, Regional Growth Initiative
Council is advised to confirm their attendance with the Town's Administrative Assistant so that she can RSVP on their behalf.
- 09-67 Barry Ogden
Expressing his support of CBC Saint John
Received and Filed.
- 09-68 New Brunswick Community College
Thank you for annual donation to the New Brunswick Community College's Scholarship & Bursary Foundation.
Received and Filed.
- 09-69 Robert Doucet
Lyme Disease Awareness being held on Tuesday, April 28th at the Hampton Community Theatre, located at Hampton High School, 7:00-900 pm
Staff is directed to post the event on the *Calendar of Events* on the Town website.

9. APPROVAL OF ACCOUNTS

Moved by Deputy Mayor Bond and seconded by Councillor Doucet that the Town of Hampton approve the General and Utilities Fund Paid Invoices from March 1 to March 31, 2009 for the amount of four hundred and forty-two thousand, six hundred and seventeen dollars and fifteen cents (\$442,617.15).

Motion Carried

10. REPORTS OF COMMITTEES

10.1 Leisure Services Advisory

It was noted that the Recreation Master Plan development is on-going. The public meeting is scheduled for May 4th, at 7:00 p.m. at the Hampton Middle School theatre.

It was noted that the tender for the canteen contract has not been awarded.

10.2 Canada Day

Council noted that this was a very active committee. They felt the new "country-fair" feel for the Canada Day celebrations would be well received.

Council directed staff to find out why the fireworks shuttle was being scrapped for this year.

10.3 Planning Advisory

Council did not comment on the PAC report.

10.4 EMO

Council noted the valuable work of this committee, and expressed hope that the committee feels appreciated.

10.5 RCMP

Council did not comment on the RCMP report.

10.6 Public Works Advisory

The Spring Brush Clean-up is scheduled for the week of May 11th. It will be advertised in the Hampton Herald and on the Town website.

Moved by Councillor Lights and seconded by Councillor Behr that the Town of Hampton accept the reports from the Leisure Services, Canada Day, Planning Advisory, EMO, RCMP, and Public Works Advisory Committees as submitted.

Motion Carried

11. APPROVAL OF REPORTS

11.1 Dog Constable Report

Council was impressed with the Town Constable report. It was noted that the Dog Constable's pager number is available on the Town Website, answering machine and is posted on the front door of the Town Office.

Council directed staff to explore the option of placing compostable doggie waste bags in public parks.

11.2 Building Inspector Report

It was noted that the number of building permits was down compared to this time last year.

11.3 Tourist Bureau/Lighthouse River Centre

Council stated that they believe the Railway Heritage Site will be an asset to the community.

11.4 Financial Report

Council did not comment on the financial report.

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

Motion Carried

12. PETITIONS

Not Applicable.

13. READING OF BY-LAWS

Not Applicable.

14. NEW BUSINESS

14.1 Human Resources Committee

Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton appoint Councillor Doucet to the Human Resources Committee, effective immediately.

Motion Carried

14.2 Municipal Plan/Zoning By-law, ICSP:

Moved by Councillor Lights and seconded by Councillor Doucet that the Town of Hampton award the tender number DEV-09-001 for consulting services for the Town of Hampton ICSP, Municipal Plan and Zoning By-law to Jacques Whitford Stantec Limited for \$64,989, including applicable taxes.

Motion Carried

14.3 Focus Hampton Steering Committee

Moved by Councillor Behr and seconded by Deputy Mayor Bond that the Town of Hampton appoint the following individuals to the Focus Hampton Steering Committee to assist in the preparation of a new Municipal Plan and Zoning By-law and the development of an ICSP, effective immediately:

Councillor Clara Lights
Richard Malone, CAO
Megan O'Brien Harrison, Clerk/Dev. Officer
Gena Fowler, Director of Leisure Services
Snooks Keirstead, Public Works Super.
Keith Morgan, Environment Committee

Wallace Floyd, Planning Advisory Committee
Don Doran, Utilities Commission
Mike Rosehart, Public Works Advisory Committee
Brock Reid, Leisure Services Advisory Committee
Gary Rent, Economic Development Committee

Motion Carried

14.4 Cranberry Hill Estates

Deputy Mayor Bond declared a conflict of interest and left the meeting at 8:50 p.m.

Moved by Councillor Lights and seconded by Councillor Doucet that the Town of Hampton extend the tentative overall scheme plan for Cranberry Hills Estates, dated May 6, 2008, as prepared by Keirstead, Quigley and Roberts Ltd. for an additional six month period. It is understood that individual phases of Cranberry Hills Estates are subject to final approval of Council and will require the execution of the developer's agreement between the Town of Hampton and Sterling Sanford & Sons, placement of appropriate bonding as determined by the Town Engineer, Godfrey Associates, plans to be signed by appropriate Utilities, and the satisfactory completion of necessary Water studies.

Motion Carried

Deputy Mayor Bond returned to the regular Council meeting following the discussion of Cranberry Hill Estates.

14.5 **Application for Financing**

Moved by Councillor Behr and seconded by Councillor Lights to resolve that the Treasurer and Mayor be authorized to issue and sell to the New Brunswick Municipal Finance Corporation, a Municipality of Hampton, a debenture in the principle amount of \$300,000.00 on such terms and conditions as are recommended by the New Brunswick Municipal Finance Corporation, and be it resolved that the Municipality of Hampton agree to issue post-dated cheques payable to the New Brunswick Municipal Finance Corporation as and when they are requested in payment of principle and interest charges on the above debenture.

<u>General Revenue Fund – Purpose</u>	<u>Amount</u>	<u>Term</u>
General Government	\$ 300,000	15 Years

Motion Carried

14.6 **HR Issue**

Moved by Councillor Doucet and seconded by Deputy Mayor Bond that the Town of Hampton promote Jason Sherwood from a casual employee in the Parks Department to a full-time Parks Department employee retroactive to April 4, 2009, with his six month-probationary period commencing on that date, and the waiting period for benefits being waived by the Town of Hampton.

Motion Carried

14.7 **Multi-Cultural Committee**

Moved by Deputy Mayor Bond and seconded by Councillor Lights that the Town of Hampton appoint Anne Scott and Councillor Peter Behr as the Town of Hampton’s representatives on the regional multi-cultural committee.

Motion Carried

15. OUTSTANDING ISSUES

Development Permit

Councillor Doucet inquired as to whether there was a register for home-based businesses. Staff noted that home-based businesses require a Development Permit from the Town of Hampton. Staff is directed to advertise this further, and investigate more effective tracking of this type of business.

Pickwauket Road

Deputy Mayor Bond noted that he had received an inquiry from a Pickwauket Road resident regarding safety concerns on this road. Referred to the Public Works Advisory Committee to respond, including information concerning where this falls on the designated highway plan.

Traffic Lights

Councillor Behr noted that pedestrians still have to hurry across the crosswalk in order to make it across on time. He was also concerned that vehicles turning right on the red light are not yielding to pedestrians.

Staff is directed to explore additional signage options and to bring this concern to the attention of the RCMP.

16. ADJOURNMENT

Council adjourned into Closed Session at 9:00 p.m.

Moved by Councillor Behr and seconded by Deputy Mayor Bond that Council return to closed session.

MOTION CARRIED

17. REGULAR SESSION – PUBLIC COUNCIL MEETING

Mayor Chorley called the Open Session to order at 9:20 p.m.

17. NEW BUSINESS

17.1 Economic Development Committee

Moved by Councillor Doucet and seconded by Deputy Mayor Bond that the Town of Hampton restore the Economic Development Committee and appoint Councillor Lights as the Council Representative, Richard Malone and Jennifer Duguay as non-voting staff members, and the following individuals for the specified terms, effective immediately:

1 Year Term: Mike Rabinovitch and Barbara McNamara

2 Year Term: Trudy Kelly-Forsythe, Paul Beals, and Colleen Damon

3 Year Term: Gary Rent and Rob Ward

Motion Carried

17.2 Postage Metre

Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton enter into a five-year contract with *Neopost Canada Limited Authorized Dealer Partner* for a postage meter, mail machine and scale for the Town Office at an annual cost of \$745.12, including taxes, as recommended by the Town Treasurer.

Motion Carried

17.3 Tender

Moved by Councillor Doucet and seconded by Councillor Behr that the Town of Hampton award the Storm Sewer Tender #008-141 to Sanford and Son Excavating Ltd. for the amount of \$156,425.00, including taxes, as recommended by the Town's engineer, Godfrey and Associates.

Motion Carried

17.4 **Sarah Mellor Request**

Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton sponsor Sarah Mellor for one hundred dollars (\$100.00) and provide her with 30 Town pins to represent Hampton at the Miss. Teen New Brunswick International 2009 pageant.

Motion Carried

17.5 **Gas Tax**

Moved by Councillor Behr and seconded by Councillor Lights that the Town of Hampton adopt the document entitled *Municipality of Hampton Revised Five Year Capital Investment Plan (2005-2009)*, dated April 2009, as recommended by the Town's Engineer.

Motion Carried

18. ADJOURNMENT

Their being no further business, the meeting of Council was adjourned at 9:45 p.m.

Moved by Deputy Mayor Bond and seconded by Councillor Behr that the Town of Hampton adjourn the council meeting of April 14, 2009.

MOTION CARRIED

APPROVED:

Ken Chorley, Mayor

Megan O'Brien Harrison, Clerk