

TOWN OF HAMPTON COUNCIL MEETING
March 8, 2022

A closed session of Council was held immediately preceding the regular Council meeting, commencing at 5:30 pm. A regular meeting of Council was held March 8, 2022, in Council Chambers

ATTENDANCE:

COUNCIL: Mayor Robert Doucet Councillor Todd Beach
Councillor Ken Chorley Councillor Kim Tompkins

STAFF: Megan O'Brien Harrison, Town Clerk/Communications Officer
Sherman St. Germain, Town Treasurer
Katie Cameron, Accounting Assistant
Arthur McCarthy, Building and Development Officer
Marilyn Duplacey, Administrative Assistant Planning and Development

DELEGATIONS: Acting Sgt. Mark Ward, Hampton RCMP
Peter Logan, Teed Saunders Doyle
Jennifer Brown, Dillon Consulting

GUESTS: Al Perry

1. CLOSED SESSION

In accordance with Section 68(1) of the *Local Governance Act*, Mayor Doucet called the closed session to order at 5:30 p.m. and adjourned the closed session at 6:55 p.m. During that time, several issues were discussed and the confidential information from such discussions was classified as follows:

Subsection of 68(1) Category	# of Items
a) Information of which that confidentiality is protected by law	3
b) Personal information as defined by the <i>Right to Information and Protection of Privacy Act</i>	
c) Information that could cause financial loss or gain to a person or the local government or could jeopardize negotiations leading to an agreement or contract	2
d) The proposed or pending acquisition or disposition of land	
e) Information that could violate the confidentiality of information obtained from the Government of Canada or from the government of a province or territory	1
f) Information concerning legal opinions or advice provided to the local Government by its solicitor or privileged communications between solicitor and client in a matter of local government business	
g) Litigation or potential litigation affecting the local government or any corporation referred to in subsection 8(1), the local government's agencies, boards or commissions including a matter before an administrative tribunal	
h) Access to or security of buildings and other structures occupied or used by the local government or access to or security of systems of the local government or access to or security of systems of the local government, including computer or communications systems	
i) Information gathered by police, including the Royal Canadian Mounted Police, in the course of investigating any illegal activity or suspected illegal activity, or the source of that information	
j) Labour and employment matters, including the negotiation of collective agreements	1

1. OPEN REGULAR SESSION - CALL TO ORDER

Mayor Doucet called the meeting to order at 7:00 pm. It was noted that Deputy Mayor Salgado and the Town CAO were on vacation so would be absent from the meeting.

2. SILENT MOMENT OF REFLECTION

Mayor Doucet requested that everyone take a moment of silent reflection.

3. DISCLOSURE OF CONFLICT OF INTEREST

Mayor Doucet will ask that anyone who has a conflict of interest declare it when they reach that item on the agenda.

4. APPROVAL OF AGENDA

Moved by Councillor Beach and seconded by Councillor Chorley that the agenda of the March 8, 2022, Council meeting be approved as presented.

MOTION CARRIED

5. DISCLOSURE OF CONFLICT OF INTEREST

Mayor Doucet asked that anyone who has a conflict of interest declare it when they reach that item on the agenda.

6. DELEGATIONS AND PUBLIC HEARING

6.1 Acting Sgt. Mark Ward, Hampton RCMP

Acting Sgt. Ward noted that 13 tickets were written in the Town of Hampton for the month of February. He stated that they have been issuing many written warnings on William Bell Drive to educate people on the reduction of speed limit.

If residents are having trouble with long call wait times for non-emergent RCMP calls, the Acting Sgt. asked that we pass along the information to him so that he can pass those issues along. Council was reminded that there is a yellow phone on the exterior of the building that has direct access to the officers on duty.

6.2 Peter Logan, Teed Saunders Doyle

Peter Logan, Teed Saunders Doyle & Co. Chartered Accountant presented the audit report. He noted that the Town had a clean audit. He thanked Sherman St. Germain, Town Treasurer and Katie Cameron, Accountant Assistant for the work they did.

Moved by Councillor Chorley and seconded by Councillor Tompkins that the Town of Hampton approve the audited Financial Statement as presented by Teed Saunders Doyle & Co. Chartered Accountants for the year ending December 31, 2021 for the General and Utility Fund.

MOTION CARRIED

Short Recess to sign the copies of the audit

Moved by Councillor Chorley and seconded by Councillor Beach that the Town of Hampton appoint Teed Saunders Doyle & Co. as the Auditors for the 2022 Audit.

MOTION CARRIED

6.3 Jennifer Brown, Dillion Consulting – Public Hearing

Mayor Doucet called to order the public hearing of the proposed Zoning Bylaw.

Jennifer Brown, Dillon Consulting provided a summary of the proposed by-law amendments.

Council had requested the written comments and recommendations of the Planning Advisory Committee. At the PAC meeting of February 22, 2022, the following motion was made and carried:

Rezoning Application – 92 Bovaird Lane

Moved by Murray Goodman and seconded by Bailey Brogan that the Planning Advisory Committee recommends that Council approve the rezoning of 92 Bovaird Lane, further identified by Property Identification Number 30236129 from One and Two Residential to Town Centre to allow for the development of a warehouse. Motion Carried

Text Amendments – Zoning By-Law 216-2021

Moved by Murray Goodman and seconded by Chris Rendell that the Planning Advisory Committee recommends that Council approve amendments to the Zoning By-Law to accommodate:

- a. a definition and standards for commercial smoker, with an update to change the word “wood” to “fuel.”**
- b. a definition for shipping container.**
- c. increase maximum cumulative ground floor area.**
- d. semi-detached dwelling as a permitted use in the mixed-use zone; and**
- e. allow more than one permitted use in the multi-unit residential, town centre, mixed use, commercial general, institutional, parks and recreation, and agricultural and rural lands zones. Motion Carried**

The Town Clerk read the following written comments into the record:

Erik Klein, CEO of Town Health Solutions, 564 Main Street

Thank you for the letter regarding the potential warehouse build. As of now, we are of the belief that the temporary storage container located behind our premises is partly on our property. If there is major construction proposed, we would like to have the opportunity to properly determine the boundary lines.

I may request that the proponent of the project cover the cost of a new land survey of the two properties. In the meantime, does the town have any accurate property maps, beyond what can be accessed online? Many thanks.

The mayor opened the floor to comments. He called three times for anyone to speak on the issue. There were none.

Councillor Beach asked about the applicant how the warehouse would sit on the property. It would be his intention to build as close to the back property line as possible and have the doors facing Bovaird Lane. Councillor Chorley asked if trucks would potentially block the road when unloading. The Applicant stated that they own the adjacent property so the trucks would park there.

Mayor Doucet adjourned the public hearing.

- 6.4 Jennifer Brown, Dillon Consulting – Rezoning Application
Jennifer Brown, Dillon Consulting provided a summary of the rezoning application.

Moved by Councillor Tompkins and seconded by Councillor Beach that the Town of Hampton schedule a public hearing on Tuesday, April 12, 2022, at 7 pm in Council Chambers for amendments of the Zoning By-law and Zoning Map to rezone parcel identified as 30003099 from Agricultural and Rural Lands (AR) to One and Two Residential (R1) to facilitate the development of a residential subdivision proposing to subdivide the area into fifteen (15) residential lots.

MOTION CARRIED

Moved by Councillor Tompkins and seconded by Councillor Chorley that the Town of Hampton refer the rezoning application for PID 30003099 to Planning Advisory Committee for their written comments on the proposed amendments.

MOTION CARRIED

7. ADOPTION OF MINUTES

7.1 Minutes of February 8, 2022

Moved by Councillor Chorley and seconded by Councillor Beach that the minutes of the February 8, 2022, Regular Council Meeting be adopted.

MOTION CARRIED

8. BUSINESS ARISING FROM MINUTES

There was none.

9. CORRESPONDENCE LIST

#	From	Subject Matter	Recommendation
22-008	Jim Cameron and Heather MacDonald, Hampton Lions Club	Request to advertise in their Annual District Convention Handbook.	Moved by Councillor Chorley and seconded by Councillor Tompkins the Town of Hampton purchase a quarter page advertisement in the Lions Annual District Convention handbook at a cost of \$50.00. MOTION CARRIED
22-009	Minister Jill Green Department of Transportation and Infrastructure	Five-Year Designated Highway Plan.	Moved by Councillor Tompkins and seconded by Councillor Chorley that correspondence 22-009 be referred to Staff. MOTION CARRIED
22-010	Dave Thompson, District Engineer, Department of Transportation and Infrastructure	Copy of letter to Garth and Helena Millar regarding the Hampton Ladies Triathlon.	Moved by Councillor Beach and seconded by Councillor Tompkins that correspondence 22-010 be received and filed MOTION CARRIED
22-011	Connie Woodside President and CEO JA New Brunswick	Request for \$300 in support of their JA Digital Campus Program.	Moved by Councillor Chorley and seconded by Councillor Beach that the Town of Hampton donate three hundred dollars (\$300) to the JA digital campus program for 2022. MOTION CARRIED

10. APPROVAL OF ACCOUNTS

Moved by Councillor Chorley and seconded by Councillor Tompkins that the Town of Hampton approve the General and Utilities Fund Paid Invoices from February 1 to February 28, 2022 for the amount of three hundred five thousand, three hundred and six dollars and sixty-two cents (\$305,306.62).

MOTION CARRIED

11. REPORTS FROM COMMITTEES

11.1 Fire-Rescue

Councillor Beach reviewed the Fire-Rescue report for February. He noted that Fire Chief Raeburn has reported that there are currently 8 of the volunteer members going through the Fire Fighter Level 1 certification program.

11.2 Environment

Councillor Chorley reviewed the environment committee minutes.

11.3 Leisure Services

Council reviewed the Leisure Services Advisory Committee minutes.

11.4 Public Works Advisory Committee

Councillor Chorley provided an overview of the Public Works Advisory and Utilities Commission. He noted that Andy Lodge is the new chairperson, and that Luke McGregor is the new vice-chairperson.

Moved by Councillor Chorley and seconded by Councillor Tompkins that the Town of Hampton appoint Jamie Mahoney to the Public Works Advisory and Utilities Commission for a three-year term ending December 31, 2024, and that Mr. Mahoney serve as the Public Works and Utilities representative on the Planning Advisory Committee effective immediately.

MOTION CARRIED

11.5 Economic Development and Tourism

Councillor Beach gave Council an overview of the Economic Development and Tourism Committee. He noted that Envision SJ is looking for a new board member. The Storefront Improvement program launched January 10th. There are four applicants so far with the application deadline being March 25th. Local resident Laurie Mills proposed a program similar to “decorate the town” be coordinated in Hampton for summer 2022. Chris White will review the idea with Hampton Area Chamber of Commerce.

11.6 PAC

Councillor Tompkins reviewed the PAC minutes.

11.7 Health

Moved by Councillor Chorley and seconded by Councillor Tompkins that the Town of Hampton, accept with regret, the resignation of Dale Somerville as chairperson and member of the Health Care Committee.

MOTION CARRIED

Mayor Doucet noted that Dale has been a valuable member of the Committee and has been its chair since the committee's inception in 2003. Under his leadership the Town has successfully tackled some significant issues of health care and wellness in the community. Council will send him a thank you letter.

Moved by Councillor Tompkins and seconded by Councillor Beach that the Town of Hampton accept the Fire-Rescue, Environment, Leisure Services, Public Works Advisory and Utilities Commission, Economic Development and Tourism, Planning Advisory and Health Care committee reports as presented.

MOTION CARRIED

12. Approval of Reports

12.1 Dog Constable

Council reviewed the Dog Constable Report.

12.2 Financial Reports

Council reviewed the financial reports.

12.3 Building Permit Report

Council reviewed the building permit report.

12.4 Communications Report

The Communications Officer provided a sneak peak of the 2022 Hampton Community Guide.

Moved by Councillor Beach and seconded by Councillor Tompkins that the Town of Hampton approve the Building Inspector, Dog Constable Report, Financial and Communications Reports as presented.

MOTION CARRIED

13. BYLAWS

Moved by Councillor Tompkins and seconded by Councillor Beach that the Town of Hampton approve the first reading of By-law 219-2022: A By-law to Amend Town of Hampton Zoning By-law 216-2021.

MOTION CARRIED

Moved by Councillor Tompkins and seconded by Councillor Chorley approve that the Town of Hampton the second reading of By-law 219-2022: A By-law to Amend Town of Hampton Zoning By-law 216-2021.

MOTION CARRIED

14. NEW BUSINESS

14.1 RDC AGREEMENT

Moved by Councillor Beach and seconded by Councillor Chorley that the Town of Hampton enter into an agreement with the Regional Development Corporation for Project 14836 – Improvements (Lighthouse River Centre).

MOTION CARRIED

14.2 HR – Bylaw Enforcement

Moved by Councillor Chorley and seconded by Councillor Tompkins that, in accordance with the Local Governance Act and section 14 of the Police Act, David Hanson be appointed as By-law Enforcement Officer on an as-needed contractual basis from June 13, 2022 until December 31, 2022 for the Town of Hampton and shall be responsible for the enforcement of the following by-laws: Zoning By-law, Municipal Plan Bylaw, Signage By-law, Building By-law, Subdivision By-law, Sewage By-law, Transient Trader By-law and any other applicable bylaws.

MOTION CARRIED

Moved by Councillor Chorley and seconded by Councillor Beach that David Hanson be appointed to act for and on council's behalf, on an as-need contractual basis, in order to properly administer By-law #193-11 A By-law Respecting Dangerous or Unsightly Premises. This appointment is effective from June 13, 2022, to December 31, 2022. Be it further resolved that the above-noted appointment includes the ability to enter upon property at all reasonable times for the purpose of making any inspection that is necessary and issue, register and serve, or cause to be served, notices for dangerous or unsightly premises as per the Local Governance Act.

MOTION CARRIED

14.3 Country View Estates

Moved by Councillor Tompkins and seconded by Councillor Beach that the Town of Hampton table the request for recommendation regarding the tentative plan Country View Heights Unit 2 Phase 1 (Tentative) Subdivision Plan Dwg: 21553SDT until the proposed land to be developed is rezoned for purposes of the development.

MOTION CARRIED

14.4 The Links

Moved by Councillor Tompkins and seconded by Councillor Chorley that the Town of Hampton request the tentative plan "*The Links of Hampton Phase 4 Tentative Subdivision Plan Dwg: 21596SDT-PH4*" be revised to include:

1. Removal of the proposed median within the Right-of-Way, as recommended by Public Works and Utilities Commission, and
2. Establishing a minimum of 2,611 m² of Land for Public Purpose in the area of lot PH4-13, as recommended by the Leisure Service Advisory Committee, and
3. that the Development Officer prepare a draft Subdivision Developers' Agreement to accompany the tentative subdivision plan, to be submitted to Council for review and approval.

MOTION CARRIED

14.5 New Horizons Grant

Moved by Councillor Beach and seconded by Councillor Tompkins that the Town of Hampton enter into an agreement for the New Horizons for Seniors Program – Healthy Ageing Project – Project Number: 018229872, as presented.

MOTION CARRIED

15. OUTSTANDING ISSUES

There are none.

16. AJOURNMENT

There being no further business, the meeting of Council was adjourned at 8:30 p.m.

Moved by Councillor Beach that the Town of Hampton adjourn the council meeting of March 8, 2022.

MOTION CARRIED