

TOWN OF HAMPTON COUNCIL MEETING

October 11, 2022

A closed session of Council was held immediately preceding the regular Council meeting, commencing at 6:00 pm. A regular meeting of Council was held October 11, 2022, in Council Chambers. A second closed session of Council was held immediately following the open session at 8:30 p.m.

ATTENDANCE:

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

STAFF: Richard Malone, Chief Administrative Officer
Megan O'Brien Harrison, Director Communications and Legislative Services (Clerk)

DELEGATIONS: Sgt. Tyson Nelson
Zoe Britt and Lauren Demers, Hampton She-Dogs Hockey League

GUESTS: Melanie, David, and Ben Barter, 13 Robert Ross Blvd.
Krista and Jayta Blakney, 870 Centennial Road, Passekeag
Melissa Bourque, 16 Dearborn Drive, Hampton
Rachel Brideau-Powers, 51 Hazelton Drive, Quispamsis
Laura Carwell and Keira Williams, 1188 Main Street, Hampton
Danielle Chase, 60 Bartlett, Hampton
Janice Dalton, 67 Hilltop Drive, Hampton
Cherie Davis, 244 Main Street, Hampton
Taylor Floyd, 67 Centennial Road, Hampton
Hannah Galbraith, 70 Susan Drive, Saint John
Megan Gallant, 156 Bloomfield Ridge, South Road
Denise Kahle, 11 Barbara Street, Hampton
Ashley McGuire, 155 Drawlin Road, Barnesville
Jennifer O'Brien, 39 O'Brien's Way, Nauwigewauk
Kim Parker, 1897 Route 820, Upham
Lee Robinson, 41 Countryview Drive, Lakeside
Andrea Snow, 141 Saint Paul's Street, Hampton
Mary Allison Williston, 111 Elliot Road, Quispamsis

CLOSED SESSION

In accordance with Section 68(1) of the *Local Governance Act*, Mayor Doucet called the closed session to order at 6:00 p.m. and adjourned the closed session at 6:55 p.m. Council went into a second closed session immediately following the regular open session. Mayor Doucet called the second closed session to order at 8:30 p.m. and adjourned the second closed session at 9:00 p.m. It was noted that the Director of Finance and Human Resources Management, Sherman St. Germain attended during the first closed session only. 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	
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	5
d) The proposed or pending acquisition or disposition of land	1

- 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 3

1. OPEN REGULAR SESSION

2. CALL TO ORDER

Mayor Doucet called the meeting to order at 7:03 pm.

3. SILENT MOMENT OF REFLECTION

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

4. APPROVAL OF AGENDA

Moved by Councillor Beach and seconded by Councillor Chorley that the agenda of the October 11, 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 Hampton RCMP

Sgt. Tyson Nelson provided Council with a verbal report. He said that for the last quarter they completed 47 check-stops. He said that for the month of September, there were 400 files created for the Hampton attachment, with 154 being within the Town limits. He reported that the majority were traffic related. He reported that there were two incidents in September in the wooded area behind the mall. The RCMP completed foot patrols on the lunch hours and students have not been gathering in the area in this.

He noted that there were eight accidents in September, four on the highway and four on Main Street. He also suggestions more awareness of the traffic pattern change at Pickwauket Corner.

Councillor Tompkins inquired about complaints about people passing school buses with the flashing lights on. He said there has been no complaints received so far for people passing flashing lights on school buses. He noted that his officers must be in school zones between 7:30 and 9 am.

6.2 Hampton She-Dogs Hockey League – Zoe Britt and Lauren Demers

Deputy Mayor Salgado declared a conflict of interest and left the meeting.

Lauren Demers and Zoe Britt, on behalf of the Hampton She-Dogs Hockey League. They stated that on August 31st, 2022, Hockey New Brunswick signed the Girls Hockey Bill of Rights that had three points which included to acknowledge that change is needed, to be part of the change and to balance the ice.

The Hampton She-Dogs Hockey League did not feel that they were being treated the same as the other adult leagues. Between 2016 and 2020, they had three evening ice times, but during the 2020/2021 and 2021/2022 seasons they lost a slot due to reduced numbers and an increased amount of time required between ice times due to COVID protocols. They stated that no other adult league lost an ice time. For the 2022/2023 season, they are back to three ice times, but they felt this was not easily achieved. They would like to be able to expand their ice time in the future and grow female hockey in Hampton and would like all adult leagues to be treated equally.

Council thanked them for their presentation. The Town is working on an ice allocation policy for future seasons.

Deputy Mayor Salgado returned to the meeting.

7. ADOPTION OF MINUTES

7.1 Minutes of September 13, 2022

Moved by Councillor Chorley and seconded by Deputy Mayor Salgado that the minutes of the September 13, 2022, Regular Council Meeting be adopted.

MOTION CARRIED

8. BUSINESS ARISING FROM MINUTES

There is none

9. CORRESPONDENCE LIST

#	From	Subject Matter	Recommendation
22-052	Nicholas McTiernan 69 Norton Shore Road	Request for a decrease in tax rate.	Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that correspondence 22-052 be referred to the Finance Committee for consideration during the 2023 Budget process. MOTION CARRIED
22-053	Kevin Hagerman Owner of 27-29 Acadia Crescent	Request for garbage pickup at three-unit commercial apartment building.	Moved by Councillor Beach and seconded by Councillor Tompkins that correspondence 22-053 be referred to staff for recommendation. MOTION CARRIED

22-054	Haley Bungay Vice-President, Development & Communications, Junior Achievement New Brunswick	Request for \$100 donation to the Junior Achievement New Brunswick Digital Platform.	Moved by Councillor Chorley and seconded by Deputy Mayor Salgado that the Town of Hampton donate one hundred dollars (\$100.00) to Junior Achievement New Brunswick for their digital program. MOTION CARRIED
22-055	KV Oasis Youth Centre	Request to enter team in KV Oasis Golf Tournament on Saturday, October 15.	Moved by Councillor Tompkins and seconded by Councillor Beach that correspondence 22-055 be received and filed. MOTION CARRIED
22-056	Julie Atkinson Executive Director Sophia Recovery Centre	Request to purchase tickets to the Sunny Side Up Recovery Breakfast on Wednesday, October 19 th at the Delta Marriot. There was an option to donate the tickets to a Sophia Recovery Centre Clients.	Moved by Deputy Mayor Salgado and seconded by Councillor Tompkins that the Town of Hampton purchase two tickets to the Sunny Side Up Recovery Breakfast in support of Sophia Recovery Centre at a cost of \$100 each. MOTION CARRIED
22-057	Benjamin Barter, Robert Ross Blvd.	Requesting increased RCMP patrols on William Bell Drive, replacement of guardrails and sidewalks.	Moved by Councillor Beach and seconded by Deputy Mayor Salgado that correspondence 22-057 be referred to the Hampton RCMP and the Director of Public Works and Utilities. MOTION CARRIED
22-058	Mark Fenty, Executive Director of Community Support Publications on behalf of the Canadian Mental Health Association of New Brunswick	Request to advertise in the annual publication in support of CMHA of New Brunswick	Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that the Town of Hampton purchase a Business Card sized ad in the Canadian Mental Health Association of New Brunswick Mental Health Awareness Guide for a cost of \$200 plus tax. MOTION CARRIED

10. APPROVAL OF ACCOUNTS

Moved by Councillor Chorley and seconded by Councillor Beach that the Town of Hampton approve the General and Utilities Fund Paid Invoices from September 1 to September 30, 2022, for the amount of five hundred and eighty-seven thousand, five hundred and ninety-eight dollars and eighty-two cents (\$587,598.82).

MOTION CARRIED

11. REPORTS FROM COMMITTEES

11.1 Fire-Rescue

Councillor Beach reviewed the Fire-Rescue report. He noted that training hours are up as several members are completing their Firefighter 2 training. He also noted that there were 190 Community Service Hours for the month of September. This was largely due to hosting the 7th annual Fire Truck Pull for Muscular Dystrophy on September 17th. The event raised \$19,100 which brought the total for the last seven years total up to \$107,006. In the truck pull, the Hampton Fire-Rescue came in a very close second. New this year, was a fire fit challenge for children.

11.2 Leisure Services Advisory

Deputy Mayor Salgado provided an overview of the Leisure Services Advisory committee minutes. He noted that the New Horizon for Seniors Program application for 2023/24 is now available. The Town will be applying for funding to assist with the implementation of some recommendations from the Age-Friendly Community Committee.

The Department is working on the Recreation Master Plan. The plan will encompass all three wards of the new municipality. The database of organizations, facilities, and programming has been updated. The Director of Leisure Services will begin working on the framework for community engagement and timeline.

The Programs and Events Coordinator is working on plans for the Welcome to Winter event scheduled for December 3. In addition, the Town will be taking part in the Fundy Region Winterfest.

The Parks Department is busy getting ready for Christmas decorating. He noted that the lights for Spooner Island will be going up soon. Staff is also in the process of relocating the greenhouse.

Deputy Mayor Salgado noted that the brine pump went down which delayed the start by a week. He recognized the amazing work by the rink staff in getting the pump repairs and the ice made so that the delay was not longer than it needed to be.

11.3 Public Works Advisory and Utilities Commission

Moved by Councillor Chorley and seconded by Deputy Mayor Salgado that the 2023 Utility Rates and the 2023 Utility Budget be forwarded to the Finance Committee for consideration in the 2023 Budget process, as recommended by the Public Works Advisory and Utilities Commission.

MOTION CARRIED

11.4 Environment

Deputy Mayor Salgado reviewed the Environment Committee minutes.

Moved by Deputy Mayor Salgado and seconded by Councillor Chorley that the Town of Hampton refer the Environment Committee request to join the National Climate League to staff for recommendation.

MOTION CARRIED

Moved by Deputy Mayor Salgado and seconded by Councillor Tompkins that the Town of Hampton appoint Laura Myers to the Environment Committee effective immediately.

MOTION CARRIED

11.5 PAC

Councillor Tompkins reviewed the Planning Advisory Committee. She noted that the variance application for 18 Brunswick Street was amended when it was determined the lot was a corner lot. The variance was still granted.

The committee also reviewed a variance application for 274 Main Street to permit a fenced outdoor play area (fenced) in the front yard as part of establishing a new Day Care Centre on the property (PID) identified as 00193748.

The committee approved a Similar or/and Compatible Use application for 6 Church Street. The application proposed to establish a banquet hall as sufficiently similar to the permitted use of community hall to allow them to be licensed with a Dining Room or Special Facility License under the Liquor Control Act.

Moved by Councillor Tompkins and seconded by Councillor Beach that the 2023 Planning, Engineering and Development Rates be forwarded to the Finance Committee for consideration during the Budget process.

MOTION CARRIED

11.6 EMO

Councillor Tompkins provided an update of the EMO Committee.

11.7 Finance Committee

Moved by Councillor Chorley and seconded by Deputy Mayor Chorley that the Town of Hampton approve a Community Grant of \$1161.00 for John Peters Humphrey Foundation for their operational expense of Liability insurance.

MOTION CARRIED

Moved by Councillor Beach and seconded by Councillor Chorley that the Town of Hampton accept the Fire-Rescue, Leisure Services Advisory, Economic Development and Tourism, Public Works Advisory and Utilities Commission, Planning Advisory, Finance and Joint Health and Safety Committee reports as presented.

MOTION CARRIED

12. APPROVAL OF REPORTS

12.1 Dog Constable

Councillor Beach reviewed the Dog Constable Report.

12.2 Financial Reports

Councillor Chorley updated Council on the Financial Reports.

12.3 Building Permit Report

Councillor Tompkins noted that there was the same number of permits issued for September 2022 and September 2021 but noted that the value of the permits was significantly higher.

12.4 Communications Report

The Director of Communications gave Council an update of the communications report.

Moved by Deputy Mayor Salgado and seconded by Councillor Chorley that the Town of Hampton approve the Building Inspector, Dog Constable Report, Financial and Communications Reports as presented.

MOTION CARRIED

13. BYLAWS

There are none

14. NEW BUSINESS

14.1 Tentative Subdivision Plan – Country View Heights Unit 2 Phase 1

Moved by Councillor Tompkins and seconded by Councillor Chorley that the Town of Hampton approve the Tentative Subdivision Plan Country View Heights Unit 2 Phase 1 Subdivision DWG 21553SDT dated August 29, 2022, as recommended by the Planning Advisory Committee, Environment Committee and Public Works & Utilities Commission. Final approval of the subdivision plan is subject to the following conditions:

- a. The Landowner enters into a Developers Agreement with Council to assure the development of the residential subdivision adheres to the Towns By-Laws, Guidelines, Standards and Policies, prior to issuance of Development Permit.**
- b. A Stormwater Management Plan to meet the requirements in the Town of Hampton Stormwater Management Guidelines, as recommended by the Environment Committee.**
- c. Any work within 30 metres of the Peters Brook centerline situated along the northeastern boundary of the property to meet the requirements of the Department of Environment and Local Government for Watercourse and Wetland Alteration (WAWA) Regulation (90-80) - Clean Water Act, as recommended by the Environment Committee.**
- d. An acceptable water study to meet the requirements of the New Brunswick Department of Environment and Local Government, , as recommended by the Environment Committee.**
- e. Engineering design of municipal infrastructure to meet the requirements of the Town of Hampton Standard Specifications.**

MOTION CARRIED

14.2 White Pines

Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that the Town of Hampton approve the Tentative Subdivision Plan Robins Equity Group Ltd. Subdivision dated August 29, 2022, as recommended by the Planning Advisory Committee, Leisure Services Advisory and Public Works & Utilities Commission. Final approval of the subdivision plan is subject to the following conditions:

a. The Landowner enters into a Developers Agreement with Council to assure the development of the residential subdivision adheres to the Towns By-Laws, Guidelines, Standards and Policies, prior to issuance of Development Permit.

b. A Stormwater Management Plan to meet the requirements in the Town of Hampton Stormwater Management Guidelines.

c. An acceptable water assessment to meet the requirements of the New Brunswick Department of Environment and Local Government.

d. Engineering design of municipal infrastructure to meet the requirements of the Town of Hampton Standard Specification

e. Accepting Cash in lieu of Land for Public Purpose in the amount of Twenty-Four Thousand Eight Hundred Dollars (\$24,800.00) to be submitted to the Town of Hampton prior to Development Officer approving the Final Subdivision Plan Robins Equity Group Ltd. Subdivision

MOTION CARRIED

14.3 Orchard Hills – Phase 6

Moved by Councillor Tompkins and seconded by Councillor Beach that the Town of Hampton accept Final Completion of Orchard Hills Subdivision (Phase 6) and approval the release of the remaining 5% securities following October 30, 2022, to meet the intent of the Subdivision Developers Agreement Orchard Hills Subdivision (Phase 6) – NB Registered Document 40230378.

MOTION CARRIED

14.4 Orchard Hills – Phase 7

Moved by Councillor Tompkins and seconded by Councillor Chorley that the Town of Hampton accept Final Completion of Orchard Hills Subdivision (Phase 7) and if no deficiencies/defects occur or are found in the work as provided for in Clause 26 and 27 hereof, the remaining 5% of the security posted will be released following October 11, 2023, to meet the intent of the Subdivision Developers Agreement Orchard Hills Subdivision (Phase 7) – NB Registered Document 41739716.

MOTION CARRIED

14.5 Elmwood Drive Extension & Cluster Development

Moved by Councillor Tompkins and seconded by Deputy Mayor Chorley that the Town of Hampton accept Final Completion Elmwood Drive Extension and Cluster Development and if no deficiencies/defects occur or are found in the work as provided for in agreement hereof, the remaining 5% of the security posted will be released following October 11, 2023, to meet the intent of the Subdivision Developers Agreement 697800 NB Ltd. – NB Registered Document 40454127.

MOTION CARRIED

- 14.6 Organizational Chart
Moved by Councillor Chorley and seconded by Deputy Mayor Salgado that the Town of Hampton adopt the updated Organizational Chart dated September 28, 2022.

MOTION CARRIED

- 14.7 Compensation Study
Moved by Councillor Chorley and seconded by Councillor Beach that the Town of Hampton accept the 2022 Compensation Study.

MOTION CARRIED

15.OUTSTANDING ISSUES

16.AJOURNMENT

There being no further business, the meeting of Council was adjourned at 8:27 p.m.

Moved by Councillor Beach that the Town of Hampton adjourn the council meeting of October 11, 2022.

MOTION CARRIED