



HAMPTON COUNCIL MEETING
APRIL 9, 2024

A closed session of Council was held preceding the regular Council meeting, commencing at 5:30 pm and adjourned at 6:57 pm. A meeting of Council was held April 9, 2024, in the Council Chambers commencing at 7:03 pm and adjourned at 9:50 pm. The closed session of Council was reconvened at 9:55 pm and adjourned at 10:10 pm.

ATTENDANCE:

COUNCIL: Mayor Robert Doucet
Deputy Mayor Jeremy Salgado
Councillor Todd Beach
Councillor Karin Boyé
Councillor Ken Chorley
Councillor Kim Tompkins
Councillor Sheree Trecartin

STAFF: Richard Malone, Chief Administrative Officer/Clerk
Arthur McCarthy, Director of Planning, Engineering and Development
Chris White, Director of Economic Development and Tourism
Kevin Breau, Director of Leisure of Services and Facilities
Sara Barnett, Assistant Director of Leisure Services and Facilities
Bailey Brogan, Assistant Planner/Development Officer
Kelly Green, Tourism Coordinator
Jessie Dean, Executive Assistant to the CAO
Lisa Richard, Administrative Assistant

DELEGATIONS: Sgt. Luc Samson, Hampton RCMP
Don Hamilton, Resident
Marcelle Belanger, Ossekeag Pickleball Club

GUESTS: Susan Rourke, 569 Route 121
Maura Collings, 8 Woodbury Court
Paula Kredl, 34 Pickwauket Road
Suzanne Monahan, 66 Highland Drive
Marcelle Belanger, 60 Donlea Drive
Dave Brooker, 63 McManus Street
John Sabine, 59 Valleyview Dr
Mike Hickey, 35 Burnside Lane
Jeff Martin, 9 O'Dell Loop
Harry Hurst, 12 Alexander Crescent

Fred Cormier, 110 Bartlett Ave.
 John Beauchamp, 118 Bartlett Ave.
 Don Hamilton, 61 Vernon Ave
 Luc Cormier, 875 Route 860
 Nick Duffy, 6 Duffy Lane

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 6:57 p.m. The closed session was reconvened after the regular Council meeting at 9:55 p.m. and adjourned at 10:10 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 68 (1)</u>	<u>Category</u>	<u># of Items</u>
a)	Information of which that confidentiality is protected by law	1
b)	Personal information as defined by the <i>Right to Information and Protection of Privacy Act</i>	1
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	6
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	
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	1
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	1
j)	Labour and employment matters, including the negotiation of collective agreements	

OPEN SESSION

2. CALL TO ORDER

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

3. SILENT MOMENT OF REFLECTION

Mayor Doucet led Council through a silent reflection.

4. APPROVAL OF AGENDA

Moved by Councillor Beach and seconded by Councillor Boyé that the agenda of the April 9, 2024 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 / PUBLIC PRESENTATIONS / PUBLIC HEARINGS

6.1. Sgt. Samson, Hampton RCMP

Sgt. Samson of Hampton RCMP Detachment gave an overview of March's stats, noting 256 occurrences in total. Sgt. Samson advised that traffic enforcement in the Hampton area has been increased and complaints are acted upon as soon as possible. An armed and dangerous call occurred on March 15, 2024 and all local schools were put into lockdown mode. The incident was resolved quickly, however Sgt. Samson was unable to provide a media release as the call originated from a Halifax Police investigation. Sgt. Samson advised that the detachment is aware of the individual who has been loitering on town property and they are working to keep all parties safe. He encouraged residents to report incidents to the Detachment at the time of occurrence so they can be dealt with. Sgt. Samson closed by noting that officers will be more visible in the area as additional members will be joining the Detachment.

6.2. Don Hamilton, Property Flooding Concerns

Don Hamilton presented his concerns regarding the potential flooding of his property at 61 Vernon Street from rainwater that is being diverted from two housing developments. Mr. Hamilton noted that a portion of his property is sinking and stays saturated year-round. He believes the mitigation plans put in place for the two housing developments were not sufficient and would like them to be reviewed. Mr. Hamilton feels the safety of his home is compromised and would like to see his property perimeter restored.

Moved by Deputy Mayor Salgado and seconded by Councillor Tompkins to refer Don Hamilton's property flooding concerns and correspondence to staff for review and recommendation.

MOTION CARRIED

6.3. Kelly Green, Tourism Coordinator

Kelly Green provided an overview of tourism initiatives for the upcoming season. The goals and objectives for 2024 fall under the three pillars of Discover Hampton, Community Involvement and Cohesive Branding. A review of statistics from 2023 indicated there was an increase in visitors in September and numbers were similar to those in July. Based on these numbers, off season hours are being considered for the Visitor Information Center, which is being rebranded to “Boutique & Information”. It was noted that there will be four returning summer students working at the Information center this summer. There will be new brochures available to visitors that have a consistent look, which emphasizes our Nature by using a blue and green color scheme. Collaborations with the Kings County Museum and Stonehammer Unesco Geopark will provide unique self-guided educational tours of the Hampton area. The summer market in the town square will continue to offer opportunities to local vendors to showcase their talents.

6.4. Marcelle Belanger, Ossekeag Pickleball Club

Marcelle Belanger made a presentation on behalf of the Ossekeag Pickleball Club. The Club would like to be part of the conversation on revitalization of the current court space, including surfacing, improved access to the court and washroom facilities. Deputy Mayor Salgado extended an invitation to the Club to make a presentation to the Leisure Services Advisory Committee.

Moved by Councillor Boyé and seconded by Deputy Mayor Salgado to refer the Outdoor Pickleball Court presentation correspondence to Leisure Services Advisory Committee for consideration.

MOTION CARRIED

6.5. Public Hearing – By-law HAM-2024-18 A By-law to Amend the Hampton Zoning By-law HAM-2023-16 presented by Arthur McCarthy, Director of Planning Engineering and Development and Bailey Brogan, Assistant Planner/Development Officer.

Mayor Doucet called to order the public hearing. Bailey Brogan provided an overview of the process to date, outlining meetings held and the public notice period. It was noted that no public comments were received before the deadline specified in the public notice.

Richard Malone, Clerk, noted late correspondence received from Kyle Tayes of Hammond River WoodWorks which outlined the following concerns with respect to section 8.1.5 regarding sawmills:

- The lot size being a maximum of 2 hectares;
- The minimum setback of 100 metres from any property line;
- The time limit for a mobile sawmill not exceeding six months; and
- The origin of the timber being processed.

This correspondence will be forwarded to the Planning, Engineering and Development Department for review.

Bailey Brogan provided a summary of the proposed amendments to By-law HAM-2023-16. Councillor Beach raised a question regarding the difference between portable or temporary sawmills and stationary sawmills. Arthur McCarthy provided an explanation to distinguish the difference in use.

The Clerk then noted that Council had requested written recommendations from the Planning Advisory Committee. The following motion was made and carried at the PAC meeting held on March 26, 2024:

Moved by Kim Tompkins and seconded by Jamie Mahoney that the Planning Advisory Committee recommends that Council adopt By-Law No. HAM-2024-18: A By-Law to Amend the Hampton Zoning By-Law No. HAM-2023-16.

For: Kim Tompkins, Jamie Mahoney, Mark Reid, Dave Henderson, Art Roy, Luke Johnston, Chris Rendell.

Contrary Minded: Phil Taber.

Motion Carried.

Mayor Doucet then opened the floor to comments.

John Sabine, 59 Valleyview Drive, had concerns with the section regarding portable sawmills and indicated that consideration should be given to varied uses within such a large municipality. The setback of 15m from the roadway for log storage and the requirement for a minimum lot size of 5 acres is unreasonable as most residents do not have the space to accommodate these requirements. The six month time frame for portable mills is also not realistic as it may take longer to clear the land and mill the logs from some properties. There was concern that multiple adjacent PIDs would not be considered as one property and would therefore not allow for compliance. Rural properties with no neighbours in close proximity should be subject to different regulations than those within more densely populated areas. It was suggested that different regulations should be considered for Wards 1 and 3 and that the current amendment be revisited.

Mayor Doucet raised a question with Arthur McCarthy regarding exceptions being required in some cases. Arthur indicated that a variance application can be submitted for PAC review. Arthur also noted that multiple adjacent PIDs can be considered as one lot.

Luc Cormier, 875 Route 860, French Village, had concerns regarding the current location of his stationary mill as it had been in compliance before the reform, but it would not meet the requirements of the amendment as proposed. There were also concerns raised regarding

the restrictions on timber being brought from other locations. Varied uses should be considered in less densely populated areas.

Arthur McCarthy advised that previously established uses would be considered a non-conforming pre-existing use, and that the by-law would not be retroactively applied in those cases.

Mike Hickey, 35 Burnside Lane, Nauwigewauk, noted that the current by-law does not address noisy sawmills. There were also concerns with the different frontage requirements for the storage of logs that are delivered to a lot versus those that will be sawed or milled on a lot. The storage requirements should be the same in all cases. The setback requirements from property lines do not make sense especially in cases where there are no neighbours close by. Property lines should not be used as the benchmark for setbacks. There also needs to be a clear definition of a mobile versus a stationery sawmill and an explanation for the 6 month time restriction.

Councillor Tompkins posed a question as to whether wood coming on and off a property would be considered a commercial operation. Mr. Hickey advised that the importing of logs may be for personal use due to lack of availability of product.

Jeff Martin, 9 O'Dell Loop Road, has a portable sawmill and is concerned with the 6 month time restriction as that is not enough time to process wood on his woodlot. If a portable sawmill is hauled to a location and installed onsite, is it still considered portable? There needs to be a clear definition of a portable versus a stationery sawmill. Noise limits for sawmills should also be added.

Mayor Doucet called three times for anyone else to speak for or against the amendment to the Zoning By-law. There were none. The public hearing was closed by Mayor Doucet at 8:42 pm.

Mayor Doucet advised that all input will be referred to Planning, Engineering and Development staff for review and recommendations. Proposed changes will be presented before the second reading.

Moved by Councillor Chorley and seconded by Councillor Boyé that Council proceed with first reading of By-Law No. HAM-2024-18: A By-Law to Amend the Hampton Zoning By-Law No. HAM 2023-16 as presented with the following changes incorporated as recommended in this report:

- **Update Section 6.24 Medium Density Residential “R2” Zone;**
- **Update Section 3. Definitions: dwelling, small lot one-unit; and**
- **Update Town Centre, Mixed Use, General Commercial, Rural, Institutional, Conservation, Parks and Recreation and Aggregate Extraction Zone introductions.**

MOTION CARRIED

7. ADOPTION OF MINUTES

7.1. Regular Council Meeting Minutes March 12, 2024

Moved by Councillor Beach and seconded by Councillor Trecartin that the minutes of the March 12, 2024, Regular Council Meeting be adopted.

MOTION CARRIED

7.2. Special Council Meeting Minutes March 19, 2024

Moved by Councillor Tompkins and seconded by Councillor Boyé that the minutes of the March 19, 2024, Special Council Meeting be adopted.

MOTION CARRIED

8. BUSINESS ARISING FROM MINUTES

8.1 Parking at Town Square

As noted by the Clerk, the recommendation received from the Economic Development & Tourism, and Planning, Engineering and Development Departments that a second barrier-free space be identified in the existing lot to help address the issue, will be referred to the Public Works and Utilities committee as they did not meet in March.

9. READING OF BY-LAWS

9.1. By-Law HAM-2024-18 A By-law to Amend the Hampton Zoning By-law HAM-2023-16.

Town Clerk, Richard Malone performed the first reading of the Hampton By-law HAM-2024-18 to Amend the Hampton Zoning By-law HAM-2023-16.

Moved by Councillor Tompkins and seconded by Councillor Beach that the Hampton Council adopt the first reading of the Hampton By-law HAM-2024-18: A By-law to Amend the Hampton Zoning By-law HAM-2023-16.

MOTION CARRIED

9.2. By-law HAM-2024-17 Subdivision By-law

Town Clerk, Richard Malone performed the second reading of the Hampton Subdivision By-law No. HAM-2024-17.

Moved by Councillor Tompkins and seconded by Councillor Chorley that the Hampton Council adopt the second reading of Hampton By-law HAM-2024-17: Subdivision By-law as presented with the following updates from first reading:

- 1. To remove duplication of advisory committee definition**
- 2. Update Section 9: Conditions Precluding Approval of a Subdivision Plan as recommended in this report.**

MOTION CARRIED

10. CORRESPONDENCE LIST

#	From	Subject Matter	Motion
24-029	Premier's Council on Disabilities	Proclamation regarding Disability Awareness Week – May 26 to June 1, 2024	Moved by Councillor Beach and seconded by Deputy Mayor Salgado that correspondence # 24-029 be referred to the Communications Coordinator to raise awareness of Disabilities by posting on social media during the week of May 26 to June 1, 2024 MOTION CARRIED
24-030	Honorable Dominic LeBlanc, M.P., Minister of Public Safety	Reply regarding request to increase RCMP members for Municipal Police Service in Hampton.	Moved by Councillor Tompkins and seconded by Councillor Trecartin that Hampton approve the amendment to Annex "A" increase for Regular Members as part of the RCMP - Municipal Police Service Agreement (April 1, 2012), which includes an increase of seven (7) RCMP Regular Members to the Municipal Police Service, effective April 1 st , 2024, or as the RCMP can initiate this change and fill the positions. MOTION CARRIED
24-031	Laurent Breault, Executive Director, Fondation Émergence	International Day Against Homophobia and Transphobia on May 17.	Moved by Councillor Beach and seconded by Councillor Tompkins that correspondence # 24-031 be referred to the Communications Coordinator to raise awareness of International Day Against Homophobia and Transphobia by posting on social media on May 17, 2024. MOTION CARRIED
24-032	Erik Millet, Hampton	Safety concerns resulting from incident at recycling bins on William Bell Drive	Moved by Councillor Boyé and seconded by Councillor Trecartin that correspondence #24-032 be referred to the Public Works and Utilities Department for consideration. MOTION CARRIED
24-033	Serge Landry and Stacy Sampson, HHS Grad Class Committee	Collecting gift cards for HHS Grad Class to help offset costs related to graduation activities.	Moved by Councillor Tompkins and seconded by Councillor Boyé that correspondence # 24-033 be forwarded to the Hampton Neighbourhood Fund for consideration. MOTION CARRIED

24-034	Hillary Pineau, Executive director, Softball New Brunswick	Information regarding the Community Softball Development Program.	Moved by Deputy Mayor Salgado and seconded by Councillor Chorley that correspondence # 24-034 be referred to the Leisure Services Advisory Committee for recommendation. MOTION CARRIED
24-035	Honorable Kris Austin, MLA, Minister of Public Safety and Solicitor General	Transition of the Provincial Police Service Agreement territory over to the Municipal Police Service Agreement.	Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that correspondence #24-035 be received and filed. MOTION CARRIED
24-036	CN Vegetation Manager	Update on vegetation management activities in the area between April and October 2024.	Moved by Councillor Beach and seconded by Councillor Trecartin that Hampton request that CN use mechanical means to control vegetation in the right-away portion of the rail line in the Hampton town limits. MOTION CARRIED
24-037	Honorable Réjean Savoie, MLA, Minister Responsible for the Regional Development Corporation	Response to Mayor Doucet's letter of February 16, 2024 in support of the Sydney Street Courthouse Theatre Project.	Moved by Councillor Chorley and seconded by Councillor Boyé that correspondence #24-037 be received and filed. MOTION CARRIED

11. REPORTS FROM COMMITTEES

11.1. Economic Development Committee

Councillor Beach noted that the committee met on March 19, 2024, and summarized the minutes as presented.

11.2. Leisure Services Advisory Committee

Deputy Mayor Salgado noted that the committee met on March 25, 2024, and summarized the minutes as presented.

Moved by Deputy Mayor Salgado and seconded by Councillor Boyé that Council refer the suggested family pool pass rate changes for the 2024 season to the Finance Committee for recommendation.

MOTION CARRIED

11.3. Environment Committee

Councillor Boyé noted that the committee met on March 19, 2024, and summarized the minutes as presented.

11.4. Finance Committee

The committee met on April 2, 2024.

Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that Hampton Council sponsor a hole at the Golf for Heart event on June 21st, 2024, at the Hampton Golf Course in support of Heart & Stroke NB at a cost of \$500.00.

MOTION CARRIED

Moved by Deputy Mayor Salgado and seconded by Councillor Trecartin that Council approve the purchase of a business card sized advertisement for in the 2024 MADD Message Yearbook at a cost of \$319.00 plus tax.

MOTION CARRIED

Moved by Councillor Trecartin and seconded by Councillor Chorley that Hampton enter into a 60-month lease with Office Interiors for a Ricoh IM C3010 Printer for the Planning Department at a cost of \$312.40 per month plus tax, plus a quarterly service contract of \$161 plus tax including parts, toner and service.

MOTION CARRIED

11.5. Age Friendly Community Advisory Committee

Councillor Trecartin noted that the committee met on March 20, 2024, and summarized the minutes as presented.

11.6 Planning Advisory Committee

Councillor Tompkins noted that the committee met on March 26, 2024, and summarized the minutes as presented.

11.7 Emergency Measures Organization Committee

Councillor Boyé noted that the committee met on March 25, 2024, and summarized the minutes as presented.

11.8 Health Care Committee

Richard Malone noted that the committee met on March 18, 2023, and summarized the minutes as presented.

Moved by Councillor Beach and seconded by Deputy Mayor Salgado that Hampton Council accept the Economic Development, Leisure Services, Environment, Emergency Measures Organization, Finance, Age-Friendly Communities Advisory, Planning Advisory, Joint Health, Safety and Protective Services – Policing, and Health Care Committees, minutes as presented.

MOTION CARRIED

12. APPROVAL OF REPORTS

12.1. Dog Constable Report

Moved by Councillor Beach and seconded by Councillor Tompkins that Hampton Council fine Jessie Cahill, 21 First Street, \$200. 00 for allowing his dog to run at large AND \$150.00 for allowing his dog to attack a person, AND to have the dog muzzled at all times when outside the residence of 21 First Street as recommended by the NBSPCA Chief Animal Protection Officer.

MOTION CARRIED

12.2. Building Permit Report

Councillor Tompkins provided an overview of the Building Permit Report.

12.3. Fire-Reports (Hampton and Nauwigewauk)

Councillor Beach provided an overview of the Fire Reports from Hampton Fire-Rescue and Nauwigewauk Fire Department noting there were 15 calls for Hampton Fire-Rescue and 7 calls for Nauwigewauk Fire Department.

Moved by Councillor Beach and seconded by Councillor Trecartin to bring recruit Alex Folkins onto Hampton Fire-Rescue for a 6 month probationary period as recommended by the Fire Chief.

MOTION CARRIED

12.4. Communication Report

Mayor Doucet provided an overview of the Communication Report

Moved by Deputy Mayor Salgado and seconded by Councillor Boyé that Hampton Council approve the Dog Constable Report, Building Permit Report, Fire-Rescue Reports (Hampton & Nauwigewauk), and Communications Report as presented.

MOTION CARRIED

13. APPROVAL OF ACCOUNTS

Moved by Councillor Trecartin and seconded by Councillor Chorley that Hampton Council approve the March 2024 Approval of Accounts listing in the amount of \$ 717,774.03.

MOTION CARRIED

14. NEW BUSINESS

14.1. Hampton Area Chamber of Commerce Sponsorships 2024

Moved by Councillor Beach and seconded by Deputy Mayor Salgado that Hampton sponsor the following Hampton Area Chamber of Commerce initiatives:

- a) Golf Tournament – sponsor two (2) town teams in the amount of \$1,120.00.
- b) Golf Tournament – Hole Sponsorship in the amount of \$250.00.
- c) Small Business Week – Town of Hampton Award in the amount of \$500.00.

MOTION CARRIED

14.2. Orchard Hills – Phase 8

Moved by Councillor Tompkins and seconded by Councillor Trecartin to rescind the following motion passed at the July 25th, 2023, Special Council Meeting:

Moved by Councillor Tompkins and seconded by Councillor Trecartin that Hampton Council enter into a Subdivision Developer’s Agreement for Orchard Hills Subdivision – Phase 8 with Hannage Development Limited, for the development of a public street and 18 new residential lots, as recommended by the Director of Planning, Engineering and Development.

MOTION CARRIED

Moved by Councillor Tompkins and seconded by Councillor Trecartin that Hampton Council enter into a Subdivision Developer’s Agreement for Orchard Hills Subdivision – Phase 8 with Hannage Development Limited, for the development of a public street and 12 lots intended for semi-detached and 3 lots intended for single family, as recommended by the Director of Planning, Engineering and Development.

MOTION CARRIED

14.3. Human Resources

Moved by Councillor Tompkins and seconded by Councillor Trecartin to reclassify Mark Cormier to Assistant Director of Public Works and Utilities effective April 14th, 2024 as recommended by the Human Resources Committee.

MOTION CARRIED

Moved by Councillor Tompkins and seconded by Councillor Beach to reclassify Jason Black to Supervisor of Public Works and Utilities effective April 14th, 2024,

with a rate increase as per Schedule A, dated April 14th, 2024 as recommended by the Human Resources Committee.

MOTION CARRIED

15. OUTSTANDING ISSUES

There were none.

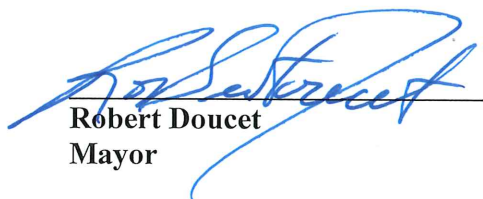
16. ADJOURNMENT

There being no further business, the meeting of Council was adjourned at 9:50 p.m.

Moved by Councillor Beach that the Town of Hampton adjourn the council meeting of April 9, 2024.

MOTION CARRIED

APPROVED BY:


Robert Doucet
Mayor


Richard Malone
Chief Administrative Officer/Clerk

