HAMPTON
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# HAMPTON COUNCIL MEETING
# JULY 9, 2024

A closed session of Council was held preceding the regular Council meeting, commencing at 5:34 pm and adjourned at 7:02 pm. A meeting of Council was held July 9, 2024, in the Council Chambers commencing at 7:08 pm and adjourned at 8:36 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
Sherman St. Germain, Director of Finance and Human Resources/ Assistant Clerk
Arthur McCarthy, Director of Planning, Engineering and Development
Mike Raeburn, Director of Public Works and Utilities
Mark Cormier, Assistant Director of Public Works and Utilities
Jessie Dean, Executive Assistant to the CAO
Lisa Richard, Administrative Assistant, Clerk's Office

DELEGATIONS: Sgt. Luc Samson, Hampton RCMP

## 1. CLOSED SESSION

In accordance with Section 68(1) of the *Local Governance Act,* Mayor Doucet called the closed session to order at 5:34 p.m. and adjourned the closed session at 7:02 p.m. During that time, a number of 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 *Right to Information and Protection of Privacy Act* | |

| | | |
|---|---|---|
| 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 | 7 |
| 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 | 2 |
| 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 |

## OPEN SESSION

## 2. CALL TO ORDER

Mayor Doucet called the meeting to order at 7:08 pm.

## 3. SILENT MOMENT OF REFLECTION

Mayor Doucet led Council through a moment of silent reflection.

## 4. APPROVAL OF AGENDA

**Moved by Councillor Boyé and seconded by Councillor Chorley that the agenda of the July 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. Luc Samson, Hampton RCMP

Sgt. Luc Samson of the Hampton RCMP Detachment reviewed the statistics for June noting there were 214 occurrences which is comparable to past years. Members of the detachment participated in the recent Hampton High School graduation and Canada Day festivities. There have been a number of traffic patrols conducted including on Centennial Road. Also, two officers are now doing regular bicycle patrols which helps to increase visibility of members in the community. Members will also be present at upcoming car shows as well. Staffing increases have been proceeding as planned and new member Alex Hazelwood will be joining the detachment.

## 7. ADOPTION OF MINUTES

### 7.1. Regular Council Meeting June 11, 2024

**Moved by Councillor Tompkins and seconded by Councillor Beach that the minutes of the June 11, 2024, Regular Council Meeting be adopted.**

**MOTION CARRIED**

### 7.2. Special Council Meeting Minutes June 20, 2024

**Moved by Councillor Trecartin and seconded by Deputy Mayor Salgado that the minutes of the June 20, 2024, Special Council Meeting be adopted.**

**MOTION CARRIED**

## 8. BUSINESS ARISING FROM MINUTES

### 8.1 Speed Management Process – Centennial Road

Richard Malone, Clerk, provided an update on the data received from the speed management process recently implemented on Centennial Road in response to resident concerns (correspondence 24-044). The Automatic Traffic Recorder (ATR) was deployed at 47 Centennial Road from May 28 to June 28, 2024. Based on the Speed Management Guideline Policy, the data suggests that no further measures be taken at this time. The Public Works and Utilities Department has recommended that the speed radar be kept in place for an extended period of time as a traffic calming measure.

**Moved by Councillor Chorley and seconded by Councillor Boyé that Hampton Council not proceed with a speed management plan for Centennial Road at this time based on the review of the speed profile assessment on Centennial Road and that no subsequent investigation will be considered for at least three years in keeping with Hampton's Speed Management Guidelines.**

**MOTION CARRIED**

### 8.2 Possible Amendments to the Zoning By-law Regarding Kennels

Arthur McCarthy, Director of Planning, Engineering and Development, provided an update on the review conducted by staff regarding possible amendments to the zoning by-

law for the development of kennels in response to resident concerns (correspondence 24-059). Based on the review, staff recommended that no amendments be made at this time. Council discussed the issue and decided to proceed with undertaking an amendment to the zoning by-law to allow the Planning Advisory Committee to review applications on a case by case basis.

**Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that Hampton Council request that staff Initiate and undertake an amendment to By-law No. HAM-2023-16: Zoning By-law to include kennels as a Conditional Use in the Rural Zone to address concerns raised by residents including, but not limited to, noise, dust, traffic, and location of outdoor enclosures associated with development.**

**MOTION CARRIED**

**8.3 Accessible Portable Washrooms**

In response to the request made by the Age Friendly Community Advisory Committee, the Leisure Services and Facilities Department recommended possible locations for accessible portable washroom facilities and provided information on rental rates.

**Moved by Councillor Trecartin and seconded by Deputy Mayor Salgado that Hampton Council approve the replacement of one portable washroom facility at both Dutch Point Park and Hampton High School with accessible portable washroom facilities, to be supplied by Grant's Septic at a rental cost of $375.00 per month for each unit, for the duration of the 2024 season.**

**MOTION CARRIED**

## 9. READING OF BY-LAWS

**9.1. By-law HAM-2024-06: A By-law of the town of Hampton respecting the establishment of the Hampton Fire-Rescue and Nauwigewauk Fire-Rescue Departments and the prevention and extinguishment of fires.**

Richard Malone, Clerk, reviewed the amendments made to the by-law by the Protective Services – Hampton Fire Committee since the second reading.

**Moved by Councillor Beach and seconded by Councillor Boyé that Hampton Council proceed with third and final reading of By-Law No. HAM-2024-06: A By-law of the town of Hampton respecting the establishment of the Hampton Fire-Rescue and Nauwigewauk Fire-Rescue Departments and the prevention and extinguishment of fires as presented with the following changes incorporated as recommended by the Protective Services – Fire Rescue Committee:**

**a) update "Assistance Response" definition;**
**b) add "Firefighter" definition;**
**c) add "On-duty" definition;**

d) **add "Senior Officer" definition;**
e) **delete "Volunteer Firefighter" definition;**
f) **update references of" Volunteer Firefighter" to "Firefighter";**
g) **delete section 4.3 "The Department personnel, in addition to the Fire Chief, shall consist of Deputy Fire Chief, an Assistant Deputy Fire Chief, Fire Prevention Officer(s) and volunteer firefighters.";**
h) **update to section 4.4 regarding Council to approve the appointment of personnel;**
i) **update section 10.3 to add "in their absence, another officer of the Department";**
j) **update section 13.5.(a) to add "a distance determined at the discretion of the fire prevention officer or delegate";**
k) **update section 13.5.(f) to add "burning of grass and/or leaves is not permitted".**

**MOTION CARRIED**

Richard Malone, Clerk, performed the third and final reading of By-law HAM-2024-06: A By-law of the town of Hampton respecting the establishment of the Hampton Fire-Rescue and Nauwigewauk Fire-Rescue Departments and the prevention and extinguishment of fires.

**Moved by Councillor Beach and seconded by Councillor Tompkins that the Hampton Council adopt and enact the third and final reading of Hampton By-law HAM-2024-06: A By-law of the town of Hampton respecting the establishment of the Hampton Fire-Rescue and Nauwigewauk Fire-Rescue Departments and the prevention and extinguishment of fires. Upon this third reading of By-law No. HAM-2024-06 A By-law of the town of Hampton respecting the establishment of the Hampton Fire-Rescue and Nauwigewauk Fire-Rescue Departments and the prevention and extinguishment of fires, HAM-2023-06 A By-law of the town of Hampton respecting the establishment of the Hampton Fire-Rescue and Nauwigewauk Fire-Rescue Departments and the prevention and extinguishment of fires, enacted on February 14, 2023, and amendments thereto, are hereby repealed.**

**MOTION CARRIED**

## 10. CORRESPONDENCE LIST

| # | From | Subject Matter | Motion |
|---|---|---|---|
| 24-060 | Don Paulin | Concerns regarding speeding on Saint Pauls Street | **Moved by Councillor Tompkins and seconded by Councillor Boyé that correspondence 24-060 be referred to the Public Works and Utilities Advisory Committee for review and recommendation.** **MOTION CARRIED** |

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|---|---|---|---|
| 24-061 | MADD Canada | Certificate of appreciation for purchase of ad in the 2024 MADD Message Yearbook | **Moved by Councillor Trecartin and seconded by Councillor Chorley that correspondence 24-061 be received and filed.**<br>**MOTION CARRIED** |
| 24-062 | Hon. Richard Ames, Minister of Transportation and Infrastructure | Funding for Phase 1 of storm sewer, curb & gutter and asphalt paving on Route 121 (Main St.) under the 2026 PHMP Program | **Moved by Deputy Mayor Salgado and seconded by Councillor Beach that Hampton Council request that staff acknowledge receipt of correspondence 24-062 and request permission to have funding applied to the Pickwauket Road instead of Main Street.**<br>**MOTION CARRIED** |
| 24-063 | Chris Fader, Chair, Hampton volunteer committee of Ducks Unlimited Canada | Request for donations for fundraising dinner and auction on August 24, 2024, at Hampton Senior Resource Center | **Moved by Councillor Boyé and seconded by Councillor Trecartin that Hampton Council donate appropriate town swag for the Hampton Ducks Unlimited Auction.**<br>**MOTION CARRIED** |
| 24-064 | Dawn Hunter | Request for follow up regarding possible solutions to curb speeding and reckless driving on Centennial Road | **Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that correspondence 24-064 be referred to the Hampton RCMP and that staff respond with a letter outlining the results of the speed management process recently implemented on Centennial Road.**<br>**MOTION CARRIED** |
| 24-065 | Alison Gayton | Concerns regarding economic and social impacts of climate change. | **Moved by Councillor Beach and seconded by Councillor Boyé that correspondence 24-065 be received and filed.**<br>**MOTION CARRIED** |

| | | | |
|---|---|---|---|
| 24-066 | Jade Carruthers | Concerns regarding recycling changes due to relocation of the blue bins | **Moved by Councillor Tompkins and seconded by Councillor Trecartin that correspondence 24-066 be referred to staff to send a letter noting the reasoning for relocation of recycling bins.** **MOTION CARRIED** |
| 24-067 | Susan Farquharson, Executive Director, Atlantic Canada Fish Farmers Association | Results of 2024 independent consumer polling on aquaculture in Atlantic Canada | **Moved by Councillor Chorley and seconded by Deputy Mayor Salgado that correspondence 24-067 be received and filed.** **MOTION CARRIED** |
| 24-068 | Cathy Wright | Concerns regarding recycling changes due to the relocation of the blue bins | **Moved by Councillor Tompkins and seconded by Councillor Boyé that correspondence 24-068 be referred to staff to send a letter noting the reasoning for relocation of recycling bins.** **MOTION CARRIED** |
| 24-069 | Georgie Day | Thank you card for floral arrangements sent in memory of the late Senator Joseph Day. | **Moved by Deputy Mayor Salgado and seconded by Councillor Trecartin that correspondence 24-069 be received and filed.** **MOTION CARRIED** |

## 11. REPORTS FROM COMMITTEES

### 11.1. Leisure Services Advisory Committee

Deputy Mayor Salgado advised that the committee met on June 24, 2024, and referred to the minutes as presented. It was also noted that recent Canada Day festivities were well attended and that planning for next year is already underway. Council commended staff for a job well done and thanked them for their hard work.

### 11.2. Age Friendly Community Advisory Committee

Councillor Trecartin advised that the committee met on June 25, 2024, and referred to the minutes as presented.

### 11.3 Planning Advisory Committee

Councillor Tompkins advised that the committee met on June 25, 2024, and referred to the minutes as presented.

### 11.4 Hampton Emergency Measures Organization Committee

Councillor Boyé advised that the committee met on June 24, 2024, and referred to the minutes as presented. The main item of discussion at the last meeting was the revised mandate of the Committee which is that it will act in an advisory capacity instead of an operational one.

### 11.5 Protective Services – Fire Rescue Committee

Councillor Beach advised that the committee met on June 12, 2024, and referred to the minutes as presented. The main item of discussion was amendments to the fire by-law.

### 11.6 Health Care Committee

Richard Malone, Clerk, advised that the committee met on June 17, 2024, and referred to the minutes as presented. A public notice was included in the July newsletter encouraging residents without a family physician to register with NB HealthLink to assist in planning future initiatives such as physician recruitment.

**Moved by Councillor Beach and seconded by Deputy Mayor Salgado that Hampton Council accept the Leisure Services and Facilities Advisory, Age-Friendly Community Advisory, Planning Advisory, Hampton Emergency Measures Organization, Protective Services-Fire Rescue Committee, Health Care, and Joint Health and Safety committees' minutes as presented.**

**MOTION CARRIED**

## 12. APPROVAL OF REPORTS

### 12.1. Dog Constable Report

Councillor Beach provided an overview of the Animal Control Report. It has been determined that there is no overlap in services between the provincial and municipal NBSPCA contracts as the provincial contract covers Wards 1 and 3, and the municipal contract covers Ward 2.

### 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-Rescue Departments noting there were 8 calls for Hampton Fire-Rescue and no calls for Nauwigewauk Fire-Rescue in the month of June.

**Moved by Councillor Beach and seconded by Councillor Boyé that Hampton Council appoint the following positions to the Hampton Fire-Rescue Department as per the recommendation of Hampton Fire-Rescue Chief Mike Raeburn:**

**a) Norm Garnett, Deputy Chief;**

b) **Tim Nickerson, Assistant Deputy Chief;**
c) **Mark Cormier, Captain;**
d) **Anthony Bond, Captain;**
e) **Ed Crowley, Captain;**
f) **Korey Whitaker, Captain;**
g) **Rob Sullivan, Lieutenant;**
h) **Keith Judge, Lieutenant;**
i) **Rene Arsenault, Lieutenant;**
j) **Ben LeBlanc, Lieutenant;**
k) **Ed Crowley, Fire Prevention Officer; and**
l) **Anthony Bond, Training Officer**

**MOTION CARRIED**

**Moved by Councillor Beach and seconded by Councillor Trecartin that Hampton Council appoint the following positions to the Nauwigewauk Fire-Rescue Department as per the recommendation of Nauwigewauk Fire-Rescue Chief Blair Wanamaker:**

a) **Charles MacNeil, Deputy Chief;**
b) **Michael O'Brien, Assistant Deputy Chief;**
c) **Matt McQuade, Captain / Training Officer**
d) **Brian Williams, Captain;**
e) **Adam Kierstead, Captain;**
f) **Thomas Woods, Captain;**
g) **Dean Magarvey, Safey Officer;**
h) **Travis Ketchum, Fire Prevention Officer; and**
i) **Sam Deschenes, Fire Prevention Officer**

**MOTION CARRIED**

**12.4. Financial Reports**

Mayor Doucet referred to the financial reports as presented.

**Moved by Councillor Tompkins and seconded by Councillor Boyé that Hampton Council approve the Financial Statements ending June 30, 2024, as presented.**

**MOTION CARRIED**

**12.5. Communication Report**

Mayor Doucet referred to the Communication Report as presented.

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

**MOTION CARRIED**

## 13. APPROVAL OF ACCOUNTS

**Moved by Councillor Chorley and seconded by Councillor Boyé that Hampton Council approve the June 2024 Approval of Accounts listing in the amount of $ 1,817,912.56.**

**MOTION CARRIED**

## 14. NEW BUSINESS

### 14.1. Regional By-law Enforcement Pilot Program

**Moved by Councillor Tompkins and seconded by Deputy Mayor Salgado that Hampton Council, in accordance with Section 72 of the *Local Governance Act, SNB 2017, c 18,* individually appoint the following persons as a By-Law Enforcement Officer for Hampton:**

1) **Jordan Langlois**
2) **Colleen Quiqq**

**The By-Law Enforcement Officer (Officer) is retained for the preservation and maintenance of public peace. The duties, powers, authorities, and immunities of the Officer are as follows:**

a) **The Officer has the powers as defined by Section 14(3) of the *Police Act, SNB 1977, c P-9.2;***
b) **The Officer has the duty to enforce all the By-laws of Hampton;**
c) **The Officer has the lawful authority to investigate violations, perform inspections, enter lands, buildings, and other structures, issue tickets, lay information, serve documents, issue demands, orders and perform all other duties and tasks, in accordance with all the applicable Sections and Regulations of the *Local Governance Act, SNB 2017, c 18* and as established by By-Law;**
d) **The Officer is authorized to exercise discretion in the course of their duties; and**
e) **The Officer is an officer acting under the law and is protected in accordance with the *Protection of Persons Acting Under Statute Act, RSNB 2011, c 210.***

**These appointments provide for By-law Enforcement services for Hampton to be delivered through the Fundy Regional Service Commission based on an agreement between the Fundy Regional Service Commission and Maritime Enforcement Services Inc. The above-mentioned appointments are terminated on December 31, 2025, or until another motion is passed by Hampton Council to terminate the term appointment.**

**MOTION CARRIED**

**14.2 <u>Tender Hampton Multipurpose Facility TP.08 – AV Sound System</u>**

**Moved by Deputy Mayor Salgado and seconded by Councillor Trecartin that Hampton Council authorize Bird Construction to contract Tender Hampton Multipurpose Facility TP.08 – AV Sound System to the low bidder Ivan's AV for a price of $88,089 plus HST as recommended by Bird Construction and DSRA Architecture.**

**MOTION CARRIED**

**14.3 <u>White Pines Subdivision</u>**

**Moved by Councillor Tompkins and seconded by Councillor Boyé that Council enter into an Amending Subdivision Developer's Agreement with White Pines Development Ltd. to permit the issuance of a building permit for the construction of one building in conjunction with the White Pines Subdivision, and an adjustment to the minimum requirement for access and an extension to the deadlines intended to provide sufficient time to complete the White Pines Subdivision.**

**MOTION CARRIED**

## 15. OUTSTANDING ISSUES

There were none.

## 16. ADJOURNMENT

There being no further business, the meeting of Council was adjourned at 8:36 p.m.

**Moved by Councillor Beach that Hampton adjourn the council meeting of July 9th, 2024.**

**MOTION CARRIED**

**APPROVED BY:**

**Robert Doucet**
**Mayor**

**Richard Malone**
**Chief Administrative Officer / Clerk**

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