

TOWN OF HAMPTON COUNCIL MEETING

April 14, 2020

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 at the Town Hall, 648 Main Street on April 14, 2020 commencing at 7:00 p.m.

ATTENDANCE:

- In person: Mayor Ken Chorley
Richard Malone, Town CAO
Megan O'Brien Harrison, Town Clerk/Communications Officer
- VIA Videoconference: Deputy Mayor Rob Doucet
Councillor Todd Beach
Councillor Peter Behr
Councillor Dwight Bond

1. CLOSED SESSION

In accordance with Section 68(1) of the *Local Governance Act*, Mayor Chorley called the closed session to order at 6:00 p.m. and adjourned the closed session at 7:00 p.m. As per section 69 of the *Local Governance Act*, a member of council or staff who participates in a meeting closed to the public by videoconference shall, at the beginning of the meeting confirm that he or she is alone. Each member of staff, including Mike Raeburn, Director of Public Works and Utilities and Carolyn Walker, Building and Development Officer, who attended only the closed session, and each member of Council confirmed on record that they were alone for the closed session. During that time, a number of issues were discussed and the confidential information from such discussions was classified as follows:

<u>Subsection</u> <u>of 68 (1) Category</u>	<u># of</u> <u>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>	
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	3
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	
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

2. OPEN REGULAR SESSION

Mayor Chorley noted Minister Jeff Carr has advised that section 69 Local Governance Act allows for electronic meeting and that municipalities do not require a specific by-law to this effect, since it meets with the spirit of the Act. In keeping with this directive, Mayor Chorley call to order the Regular Council meeting of April 14, 2020 to order at 7:00 pm with himself, the Town CAO and Town Clerk at the Town Hall and Councillors Behr, Bond and Beach and Deputy Mayor Doucet video conferencing from home. He noted that the meeting is physically closed to the public but was shown by live feed on the Town's Facebook Page. He further noted that the media has been provided with a copy of the Council package and a link to the live feed.

3. SILENT MOMENT OF REFLECTION

Mayor Chorley led Council through a silent reflection.

4. APPROVAL OF AGENDA

Moved by Deputy Mayor Doucet and seconded by Councillor Beach that the agenda of the April 14, 2020 Council meeting be approved as presented.

MOTION CARRIED

5. DISCLOSURE OF CONFLICT OF INTEREST

Mayor Chorley asked Council to disclose any conflicts of interest when the matter arises on the agenda. He noted that if a conflict was declared the individual would leave the videoconference. When the item was concluded the Town Clerk would send an invitation for the member to rejoin the meeting.

6. DELEGATIONS AND PUBLIC HEARINGS

There were none.

7. ADOPTION OF MINUTES

7.1 Minutes of March 10, 2020

Moved by Councillor Bond and seconded by Councillor Behr that the minutes of the March 10, 2020 Regular Council Meeting be adopted.

MOTION CARRIED

8. BUSINESS ARISING FROM MINUTES

a. Public Hearing

Moved by Councillor Bond and seconded by Councillor Behr that the Town of Hampton hold a public hearing of the proposed amendments to the Developer Agreement for Pleasant View Estates Phase 2, dated August 25th, 2011 and having a Service New Brunswick registration document number of 30559315 , to allow for the development of a 12 unit condo building on Oak Leaf Lane, on Tuesday, May 12, 2020 at 7 p.m. in Council Chambers.

MOTION CARRIED

Moved by Councillor Beach and seconded by Deputy Mayor Doucet that the Council request comments from the Planning Advisory Committee regarding the proposed amendment to the Developer Agreement for Pleasant View Estates Phase 2, dated August 25th, 2011 and having a Service New Brunswick registration document number of 30559315 to allow for the development of a 12 unit condo building on Oak Leaf Lane.

MOTION CARRIED

8.2 Pro Shop Lease

Town Staff noted that Anthony Walker has advised the Town of Hampton that he will not be extending his Pro Shop lease in the Hampton Community Centre.

9. CORRESPONDENCE LIST

20-025	Mark Duggan, Senior Manager Public Affairs and Government Relations (Atlantic) Bell Aliant	Request for letter of support.	Moved by Councillor Bond and seconded by Deputy Mayor Doucet that the Town of Hampton write a letter of support for Bell's application to the CRTC Broadband Fund for improved broadband access that supports the connectivity needs of residents, institutions and businesses in the area. Motion Carried
20-026	Monica Stack and Mike Davidson	Request for auction item for fundraiser in support of purchasing a new prosthetic leg for Steve Drost.	Moved by Councillor Beach and seconded by Councillor Behr that the Town of Hampton donate a Town of Hampton auction item in support of the Steve Drost online fundraising auction. Motion Carried

10. APPROVAL OF ACCOUNTS

Moved by Councillor Bond and seconded by Deputy Mayor Doucet that the Town of Hampton approve the General and Utilities Fund Paid Invoices from March 1 to March 31, 2020 for the amount of three hundred and fourteen thousand six hundred and fifty-five dollars and sixty-nine cents (\$314,655.69).

Motion Carried

11. REPORTS FROM COMMITTEES

11.1 EMO

Moved by Councillor Bond and seconded by Councillor Behr that the Town of Hampton adopt the Pandemic Contingency Plan as recommended by Hampton EMO.

Motion Carried

Moved by Councillor Bond and seconded by Councillor Beach that the Town of Hampton adopt the Contingency Plan for Flood Response as recommended by Hampton EMO.

Motion Carried

11.2 RCMP

Council reviewed the RCMP report. It was noted that it said Village of Norton at the top of the report, but staff confirmed that the data was in fact for the Town of Hampton.

11.3 Fire-Rescue

Council reviewed the Fire-Rescue report.

Moved by Deputy Mayor Doucet and seconded by Councillor Behr that the Town of Hampton accept the reports from EMO, Fire-Rescue, RCMP, and Joint Health and Safety Committee Minutes as submitted.

MOTION CARRIED

12. Approval of Reports

12.1 Building Inspector Report

Council reviewed the Building Inspector Report.

12.2 Dog Constable

Whereas Kim and David Jordan of 23 Homestead Drive acknowledge that their chocolate lab, Charlie, attacked Sidney, a Portuguese Waterdog on Saturday, March 28th on Barbara Street when both dogs were on leashes being walked by their owners; AND whereas a medical and behavioural assessment was completed by Dr. Dickinson of Dickinson & Baird Veterinary Hospital in consultation with Dr. Lynn Robblee of Maritime Veterinary Behaviour Services and in consideration of the recommendations within;

AND whereas Kim and David Jordan have voluntarily paid the veterinary expenses for Sidney in relation to the attack,

It was moved by Deputy Mayor Doucet and seconded by Councillor Behr that the Town of Hampton, in accordance with the Animal Control By-law, that:

- a) As per section 4 f) that Kim and David Jordan pay a fine of one hundred and fifty dollars to the Town of Hampton for allowing their dog to attack another dog;**
- b) That the dog's owners enter into a legal and binding agreement with the Town of Hampton that states that the dog, Charlie, must be confined to his owners' home unless in the care and control of someone that can consistently hold him and who is aware at all time of approaching interactions. This includes having the dog, Charlie, leashed (and muzzled) at all times when not in the home but within the Town of Hampton limits. The Town's Dog Control Officer will provide periodic checks of these conditions to ensure compliance.**
- c) Should the dog owners not agree, the Animal Control Officer will capture and impound the dog in accordance with section 20 b).**
- d) Should the dog owners not comply with items b) the Town of Hampton shall request, in accordance with section 31 b) that a Judge of the Provincial Court order Charlie destroyed.**

MOTION CARRIED

12.3 Financial Reports

Council reviewed the financial reports for the month of May.

12.4 Communications Report

The Communications Officer provided an overview of the Communications Report noting that the Leisure Services Guides would be arriving in residents mailboxes over the next few days and highlighting how the COVID-19 messaging was being delivered.

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

MOTION CARRIED

13. READING OF BY-LAWS

13.1 Building By-law

Moved by Councillor Beach and seconded by Councillor Behr that the Town of Hampton approve the first reading of By-law 214-20: Town of Hampton Building By-law.

MOTION CARRIED

Moved by Councillor Beach and seconded by Councillor Behr that the Town of Hampton approve the second reading of By-law 214-20: Town of Hampton Building By-law.

MOTION CARRIED

14. NEW BUSINESS

14.1 Spooner Island

Moved by Councillor Beach and seconded by Deputy Mayor Doucet that the Town of Hampton enter into an agreement to purchase with The Hampton Rotary Charitable Trust Inc. for the purchase of two parcels of vacant land known as Rotary Nature Park – Spooner Island for the purchase price of \$40,000.00.

MOTION CARRIED

14.2 PAC

Moved by Councillor Beach and seconded by Councillor Behr that the Town of Hampton appoint Murray Goodman as the Leisure Services Advisory representative effective immediately.

MOTION CARRIED

14.3 Building and Development Policies

Moved by Councillor Beach and seconded by Deputy Mayor Doucet that the Town of Hampton approve the following internal Policies and Procedures related to the Planning & Development Department:

- a) Building Inspection Policy;
- b) Building Permitting Policy;
- c) By-Law Enforcement Policy; and
- d) Site Visit & Compliance Procedure.

MOTION CARRIED

14.4 Sewer Bills

In light of the Coronavirus Pandemic, it was moved by Councillor Bond and seconded by Councillor Behr that the Town of Hampton postpone mailing out sanitary sewer bills until June 1st with a revised due date July 31st, 2020.

MOTION CARRIED

14.5 Insurance

Moved by Councillor Bond and seconded by Deputy Mayor Doucet that the Town of Hampton award our contract for Hampton's General Insurance and Risk Management Services Program (RFP Number: TOH-INS-2020) to Cain Insurance Services per the terms and conditions of their 2020 proposal for an annual premium price of \$77,357.00 plus any applicable tax for a one-year term commencing on May 1, 2020 and ending on May 1, 2021. The Town reserves the right to renew the insurance contract with Cain Insurance Services for a maximum of three additional one-year terms if there is no substantial change in rates, services or coverage.

MOTION CARRIED

15. OUTSTANDING ISSUES

There were none.

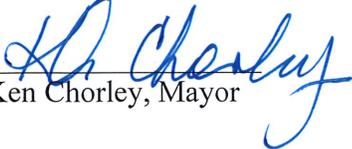
16. ADJOURNMENT

There being no further business, the meeting of Council was adjourned at 7:34 p.m.

Moved by Councillor Behr that the Town of Hampton adjourn the council meeting of April 14, 2020.

MOTION CARRIED

APPROVED:


Ken Chorley, Mayor


Megan O'Brien Harrison, Clerk