

**Southwest New Brunswick Service Commission**  
**Board Meeting**  
**Minutes**

**August 27, 2015**  
**Administration Building, Hemlock Knoll**  
**Lawrence Station, NB**

**IN ATTENDANCE:**

**BOARD MEMBERS**

Frank Carroll, Mayor of McAdam, Chairperson  
Garry Christie, LSD Representative, Vice - Chair  
Heather Hatt, LSD Representative,  
Carla Brown, LSD Representative  
Winston Gamblin, Mayor of Harvey  
Terry James, Mayor of Black's Harbour  
Daniel Dow, LSD Representative  
Dennis Blair, LSD Representative  
Annette Townes, LSD Representative  
James Tubbs, LSD Representative  
Stan Choptiany, Mayor of St. Andrews  
Joyce Wright, LSD Representative  
John Quartermain, Mayor of St. Stephen  
Sharon Tucker, Mayor of St. George  
David Szemerda, LSD Representative

Darrell Weare, LSD Representative\*

**OTHERS**

Frank Tenhave, Executive Director SNBSC  
Tammi McCrum, Coordinator, SNBSC  
Mark Porter, CA, SNBSC  
Dan Harrington, SNBSC

**PUBLIC:**

Two people were in attendance from the public

**Call to Order**

The meeting of the Southwest New Brunswick Service Commission was called to order at approximately 7:00 p.m. by the Chair F. Carroll.

### **Conflict of Interest Declarations**

The Chair asked whether there were any conflicts of interest and none were brought forward.

### **Public Presentation**

No presentation

### **Approval of Agenda**

Chair, F. Carroll requested that an addition be made to the agenda. This addition would be regarding an item of discussion that was held in the closed session before this regular meeting.

**15-63** It was moved by S. Choptiany, seconded by D. Szemerda that this addition to the agenda be added before committee reports. **CARRIED.**

**15-64** It was moved by G. Christie, seconded by T. James that the agenda be accepted with this addition added. **CARRIED.**

At this time, Chair F. Carroll recognized that Board member D. Weare was in the room /at the Board table at this time. He asked Mr. Weare if there were any comments that he would like to make to the Board. Mr. Weare immediately raised a Point of Order and his strong objection to his being ejected from a previous Board meeting and how it was not correctly done etc. (referencing Procedural Bylaw 6.6.2.) thus he could remain at the table. The Chair halted his comments and indicated that those were not in keeping with the required apology as per the bylaws and thus he would not be allowed to remain at the Board table. Mr. Weare refused to apologize to the Board. Further Mr. Weare\* refused to vacate his seat at the Board table and indicated that he would not do so unless he was physically removed.

The Chair then indicated that the meeting would be recessed temporarily while this issue was dealt with. The RCMP were then called by the Chair and asked to come to the meeting to assist in dealing with this issue.

During this break of approximately one hour the RCMP conferred separately with the Chair in one location and with D. Weare (accompanied by D. Dow) in another location.

The Chair called the Board meeting back to order at approximately 8:22 pm. He indicated that given that the RCMP were not in a position to resolve the issue and Mr. Weare still refuses to leave the Board table, it would only be appropriate that this Board meeting be adjourned and rescheduled as soon as possible. He then asked for a motion from the Board to empower the

Executive Committee to meet to organize and reschedule another Board meeting as soon as possible.

**15-65** It was moved by G. Christie, seconded by C. Brown that the Executive Committee meet and arrange a follow up Board meeting as soon as possible to deal with the business at hand. **CARRIED**

The Chair then asked for a motion to adjourn. At this point T. James then asked that the two issues added to the agenda be dealt with at this time. The Chair asked if the Board wished to entertain the two issues added to the agenda be addressed at this time. The consensus was strongly in favor of doing so. At this point D. Weare indicated that a motion to adjourn was on the table. The Chair indicated that such a motion was asked for but none was given. The Chair asked the Board if he was correct on that point and it agreed that no such motion was made. The Chair then proceeded to move forward with the motion under discussion.

**15-66** It was moved by T. James, seconded by J. Quartermain, that the two issues from the in-camera session that had been added to this meetings agenda be addressed at this time. **CARRIED**

With this motion passed the Chair F. Carroll read into the record a letter received from Cst. Peter Lambert of the RCMP on August 27, 2015 addressed to Mr. Frank Tenhave, which had been circulated to the Board during the in-camera session. See attachment. The Chair indicated that this item was discussed at length during the in-camera session by the Board and then briefly with D. Dow. He then went on to explain that it was based on this letter that the two additional items were added to the agenda.

**15-67** It was moved by T. James, seconded by G. Christie that given the nature of the information received in closed session as well as the information reiterated here, I move a vote of non- confidence in Dan Dow as chair of the Finance and Audit Committee, as well I ask that he be removed from any committees that he serves on until this matter is satisfactorily resolved by the Board. **CARRIED**

Chair F. Carroll indicated that he would not recognize D. Weare for discussion of this motion and his nay vote were not accepted in accordance with the rulings and requirements of the Board. He indicated that Mr. Weare's presence and attempt to vote would be noted in the minutes of the meeting. He went on to indicate that the vote of D. Dow would also not be recognized due to a conflict of interest. Similarly D. Dow's attempt to vote would be noted in the minutes of this meeting.

The Chair then asked that the other motion for consideration be brought forward.

**15-68** It was moved by D. Szemerda, seconded by J. Quartermain that a letter be drafted to the Minister of Environment and Local Government by the Executive Director on behalf of the Board for the removal of the committee member Dan Dow. **CARRIED.**

Chair, F. Carroll did not recognize the attempted Nay votes by D. Weare or D. Dow for the same reasons as previously outlined.

G. Christie raised a concern about how the Board is going to have a meeting if these matters are not resolved beforehand. He indicated that he and other Board members did not want to go through a meeting like this again. The Chair indicated that if the Board wished the Executive Committee could seek resolution to the issues at hand as soon as possible and prior to holding the next meeting. He asked the Board if there was consensus for this approach. There was unanimous consensus with no member speaking in opposition to this approach.

### **Adjournment of the regular board meeting**

The Chair, F. Carroll asked for a motion for the regular meeting to be adjourned at 8:30 pm.

**15-69** It was moved by J. Wright that the meeting be adjourned.