

**Southwest New Brunswick Service Commission
Board Meeting**

**January 28, 2016, 6:00 pm
Hemlock Knoll Solid Waste Division
Lawrence Station, N.B.**

Minutes

IN ATTENDANCE:

BOARD MEMBERS

Frank Carroll, Mayor of McAdam, Chairperson
Garry Christie, LSD St. Patrick, Vice - Chair
Carla Brown, LSD St. David
Winston Gamblin, Mayor of Harvey
Terry James, Mayor of Black's Harbour
Dennis Blair, LSD Representative
Annette Townes, LSD Representative
James Tubbs, LSD Dumbarton
Stan Choptiany, Mayor of St. Andrews
Joyce Wright, LSD Dennis Weston
David Szemerda, LSD Pennfield
Heather Hatt, LSD Fundy Bay (via teleconference calling system)

***Members present at the Board table, not in good standing, whom had been directed not to attend this or other meetings by a motion and majority vote of the Board at the previous Board meeting:**

Darrell Weare, LSD Bayside*
Dan Dow, LSD Western Charlotte*

OTHERS (staff)

Frank Tenhave, Executive Director SNBSC
Claudette MacLean, Administrative Supervisor, SNBSC
Mark Porter, CA, Financial Officer, SNBSC
Dan Harrington, Manager of Solid Waste and Planning, SNBSC

MEMBERS OF THE PUBLIC

Two people attended

Call to Order

The meeting of the Southwest New Brunswick Service Commission was called to order at 6:00 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.

At this point the Chair indicated that there were two Board members at the table that had been asked by the Board not to attend any future Board or Committee meetings until the Minister had completed his review and ruling. He directly identified Mr. Weare and Mr. Dow and respectfully asked them to leave the meeting.

Mr. Weare responded by rising from his seat on a Point of Order and lecturing the Board and the chair on the numerous mistakes it had made, the misleading and negative impact on his professional standing, and the errors in the use of what he viewed as an outdated version of Roberts Rules of Order in the motion directed at Mr. Dow and himself at the last meeting. Mr. Dow added his support to Mr. Weare's points when he took his opportunity to speak. Mr. Weare then resumed his negative critique of the Board and its actions.

The Chair indicated to Mr. Weare that his choice of derogatory language and accusations were not appropriate and Out of Order, and did so on more than one occasion. After allowing them to continue to have the opportunity to speak a bit longer, the chair cut off their comments and asked for a motion from the Board.

At this point J. Wright was recognized by the chair and she indicated that she wished to make a motion which was as follows;

WHEREAS this commission has completed its work in supplying information to the Minister with respect to the conduct of Board members D. Weare and D. Dow;

AND WHEREAS this Board has committed to the Minister that it will do everything possible not to interfere in his objective review of the Board's request;

AND WHEREAS Board members D. Weare and D. Dow were asked by the Minister not to attend the December 1, 2015 meeting and both gentlemen agreed;

AND WHEREAS D. Weare and D. Dow also respected the Board's request to leave the December 14, 2015 meeting and the Board subsequently approved a draft budget, which was

then provided to the Members during a 45 day review and comment period before a final vote is taken by the Board;

AND WHEREAS the Board believes it is still in the best interest of the Commission that it continues to conduct its meetings in the absence of D. Weare and D. Dow until the Minister completes the review of the Board's request;

AND WHEREAS D. Weare and D. Dow's attendance is again causing a disruption and preventing this Board from carrying out its work in an orderly and productive manner and meeting its obligations under the Act, which requires the Board to vote on the proposed 2016 Budget by before December 31st, 2015;

I HEREBY MOVE that this meeting is adjourned and that staff be instructed to take all reasonable measures to prevent Mr. Weare and Mr. Dow from entering the meeting room and building at future Board meetings until the Minister has completed his review.

16-01 So moved as stated above by J. Wright, seconded by J. Tubbs. **CARRIED**

(No vote on the motion was indicated or recorded on behalf of either Mr. Dow or Mr. Weare).

The chair then declared that based on this motion, and the unanimous vote of the Board in support of it, this meeting is thereby adjourned.