

**Southwest New Brunswick Service Commission**  
**Board Meeting**  
**Minutes**  
**February 2, 2016, 6:00 pm**  
**SNBSC Solid Waste Div. Admin Building**  
**Lawrence Station, N.B.**

**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 Blacks Harbour  
Dennis Blair, LSD McAdam  
Annette Townes, LSD St. James  
James Tubbs, LSD Dumbarton  
Stan Choptiany, Mayor of St. Andrews  
Joyce Wright, LSD Dennis Weston  
Allan MacEachern – Town of St. Stephen  
Sharon Tucker – Town of St. George  
Wade Greenlaw – LSD Dufferin

Via CONFERENCE CALL;

Dennis Green – Village of Grand Manan  
Heather Hatt, LSD Fundy Bay

**STAFF**

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

**MEMBERS OF THE PUBLIC**

Four 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. He then recognized and welcomed the presence of two RCMP officers in the meeting room.

## **Conflict of Interest Declarations**

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

The Chair then indicated that due to the short time frame between the adjourned meeting on Jan. 28<sup>th</sup> and the meeting this evening, it would be appropriate for the Board to verify that this meeting was being held in accordance with the RSC Regulations and the commission's Procedural Bylaws. He called for a motion to do so before continuing with the meeting.

**16-02** It was moved by J. Wright, seconded by A. Townes that it be resolved that this meeting was properly called as per the regulation and that any notice requirements in the by-laws are hereby waived. **CARRIED.**

## **Approval of Agenda**

The Chair suggested that there may be a need to add some items which were circulated within the member's folder packages which the Board may wish to add to the agenda. He went on to indicate that the first of these was to deal with any concerns that there may be concerning the Board's legal authority to take the actions that it took at recent meetings.

**16-03** It was moved by T. James, seconded by C. Brown that this item be dealt with in open session and added to the agenda under "New Business" . **CARRIED.**

The Chair then referred to the next item for the Board to consider; that being how best to handle the issue of Board information with respect to the two members not in good standing.

**16-04** It was moved by S. Choptiany, seconded by W. Greenlaw, that the handling of board meeting information with respect to the two board members not in good standing be held in open session and be added to the "New Business" section of the agenda. **CARRIED.**

The Chair then moved on to the next item for the Board to consider for addition to the agenda. That item was related to concerns about the communications in the form of e-mail exchanges with Minister Rick Doucet.

**16-05** It was moved by G. Christie, seconded by W. Gamblin that the discussion of Minister Doucet's email be held in open session and this item be added to the "New Business" section of the agenda. **CARRIED.**

The Chair then moved to the next item on the list for possible addition to the meeting agenda.

This item was a discussion of the two upcoming meetings related to the cost of policing services within our region.

**16-06** It was moved by D. Blair, seconded by H. Hatt that the discussion of two upcoming meetings re: policing costs (Feb. 11<sup>th</sup> and Feb. 13<sup>th</sup>) be added to the agenda. **CARRIED.**

The Chair then moved to the final item on the list for consideration by the Board re; adding it to the agenda. This item was regarding how to schedule meetings over the next few months now that the Board was able to function properly and the Board changes possibly happening in May and June.

**16-07** It was moved by J. Wright, seconded by A. MacEachern that the board meeting schedule for the next few months be added to the agenda. **CARRIED.**

The Chair asked and no other items were brought forward for consideration for addition to the agenda.

### **Approval of the Minutes of the Meeting**

The Chair indicated that because of the abrupt adjournment of the previous meeting, there were two sets of minutes that required Board approval; those for the Dec. 14, 2015 meeting and those for the Jan. 28, 2016 meeting. He indicated that Board members had received both sets of minutes.

**16-08** It was moved by J. Wright, seconded by D. Blair that the December 14, 2015 minutes be accepted as circulated. **CARRIED.**

**16-09** It was moved by T. James, seconded by W. Greenlaw that the January 28, 2016 minutes be accepted as circulated. **CARRIED.**

### **BUSINESS ARISING FROM PREVIOUS MEETING**

The Chair then referred to the proposed 2016 Budget which the Board was not able to deal with at the Jan.28<sup>th</sup> meeting, and turned the floor over to W. Gamblin, Chair of the Finance and Audit Committee. The Committee Chair immediately proceeded to make a motion regarding the budget.

**16-10** It was moved by W. Gamblin, seconded by D. Blair, that the proposed 2016 Budget as circulated and discussed, be approved by the Board. **CARRIED. S. Tucker voted nay.**

The Chair then referred the results of the vote to the commission's Financial Officer and asked him to verify that the vote met the required "double two thirds" test required in order for the

budget to be legally approved. With 14 in favor and 1 voting against, the FO, Mark Porter, did the two calculations for the double two thirds test and indicated that the vote easily met the “double two thirds” criteria with over 94% support in one calculation and over 93% support in the other calculation. With that the Chair declared the motion officially passed.

The Chair complimented the LSD representatives for their unanimous support and the entire Board for their appropriate handling of this agenda item.

## **NEW BUSINESS**

The agenda continued with the New Business items;

A) The Board’s Legal Authority to take the actions it has under Roberts Rules of Order (11<sup>th</sup> Edition)

The Chair opened this agenda item for discussion. He indicated that the Executive Director had sought advice regarding this item from our Legal Counsel. The Executive Director summarized the advice received, from a document circulated to the membership, which was that the Board had acted within its power under Roberts Rules, irrespective of which version. The document was used to confirm that the content and intent in the 11<sup>th</sup> edition was in keeping with both the intention and authority of the Board . A discussion of this item ensued. Concerns were raised that this item served only as a distraction from the inappropriate behavior and actions of both of the members not in good standing and thereby side-stepping the real issue which is ensuring that there are consequences for those members who engage in such inappropriate actions.

The consensus of the group was that all were comfortable that the Board had acted appropriately and well within its authority under Roberts Rules of Order.

B) Handling of Board Information with regards to members not in good standing

The chair opened this discussion and several members commented. Several possible approaches to this were discussed.

**16-11** It was moved by W. Gamblin, seconded by G. Christie that no information is to be sent to any board members who are not in good standing. **CARRIED.**

C) The E-mail exchange with Minister Doucet, MLA for Fundy –The Isles- Saint John West

The Chair then raised the issue of comments made in e-mails by Min. Doucet to the Executive Director, then opened the floor for a discussion of it. Several members provided their input and opinions on this issue.

**16-12** It was moved by G. Christie, seconded by A. MacEachern that the Board seek an apology from Minister Doucet regarding the comments made by email. **NOT CARRIED. 12 members voted nay, 2 voted yay and 1 abstention which is counted as an additional yay vote.**

When asked by the chair, the consensus of the Board was that it would put itself above it, it would take “the high road”, and it would not ask for an apology or acknowledge the Minister’s comments.

D) Discussion of the two upcoming meetings related to Policing Costs:

The Chair reviewed the details of each of the two meetings coming up. He indicated that;

- 1) A Special Community Policing Committee meeting that is jointly sponsored by our CPC and our Board of Directors on Thursday, February 11<sup>th</sup>, 2016 at the Oak Bay Community Hall at 6: pm.

The Chair indicated that this meeting came out of actions taken by this commission on this issue as a result of its efforts in response to concerns raised at a previous meeting.

The second meeting has been organized by Blacks Harbour which the Chair summarized and then T. James provided more detailed background information about it;

- 2) The Village of Blacks Harbour extended an invitation to attend a public meeting being held Saturday, February 13<sup>th</sup>, 2016 at 11:00 AM at the Municipal Building. The main discussion topic will be the details of setting up a regional police force and a guest speaker from Bathurst who has such regional police force experience will be at this meeting.

These meetings were briefly discussed. In addition S. Choptiany provided relevant information about the five remaining areas of the province that have direct contracts with the RCMP (one of which is St. Andrews), unlike the rest of the province, and how that cost structure is impacting those five areas.

E). The Board meeting schedule for the next few months:

The Chair raised the issue of the need and timing of Board meetings especially in light of the approaching elections, the amount of business needing to be done by the Board, and so on. He stressed the need for all of the Board committees to resume their work so that the Board would be able to deal with any issues that they brought forward in a timely manner. With that a number of members discussed the issue and presented options for meeting schedules over the next few months. The discussion ended with a consensus from Board members that the regularly monthly meetings will proceed as usual but if at each meeting there could be a discussion of the need for the meeting the following month and if there was enough business to be done that one is required. In short at each meeting the Board would decide when the next one should be held.

F). Bylaw Items for Discussion and Feedback from the Board.....J. Wright

The Chair then referenced the work of the Bylaw Review Committee and turned the floor over to Committee Chair J. Wright. She summarized the two meetings of the by-law committee and the progress it had made in a short period of time, including dealing with all items on the list accumulated since the last revisions. She made specific mention of the future discussion of the appendix of the bylaws that deals with the committee member remuneration levels. She also urged all Board members to review the current bylaws and to forward any items or concerns that they might have. She indicated that it was the committee's intention to bring forward its finalized suggested amendments report for circulation and possible discussion at the February 25<sup>th</sup> Board meeting. She stressed the importance of the Board completing this work before the AGM.

### **IN CAMERA SESSION**

The Chair asked if there were any issues that required an in-camera session. Hearing none, the Chair then asked for a brief in-camera session for some comments and discussion.

**16-13** It was moved by A. MacEachern, seconded by J. Tubbs that there be a short in camera session held after the meeting. **CARRIED.**

### **NEXT MEETING**

The Board agreed that the next regularly scheduled meeting of the Southwest New Brunswick Service Commission will be held on Thursday, February 25<sup>th</sup>, 2016 at 6:00 PM at the Hemlock Knoll Sanitary Landfill Administration Building.

### **QUESTIONS & ANSWER WITH THE PUBLIC ATTENDANCE**

There were a number of questions from a reporter concerning the issues and challenges currently being dealt with by the Board. The Chair answered these questions, with input from other Board members.

### **ADJOURNMENT OF THE REGULAR MEETING**

At 7:30 PM it was moved by W. Greenlaw that the meeting be adjourned.

