

LMG COUNCIL MEETING AGENDA
Band Council Chambers
May 6, 2015
9:00 am

1. Roll Call
2. Adoption of Agenda
3. Review of Minutes:
 - March 30, 2015
 - April 13, 2015
4. Maynard Caplin's house – Sally and Peter Caplin
5. Decision on the house – Peter Germain
6. RRAP – Joseph Henry Martin
7. Leave of Absence – Fred Vicaire, Financial Analyst
8. MMBC – Mesgi'g Ugju's'n – Terri-Lynn Morrison/Innergex – Louis Robert
9. Hydro Quebec – presentation
10. Fisheries – Delphine Metallic
11. Allen & Paquet & Arsenau - David Allen
12. Band Council Resolution Regarding Borrowing - SAA
13. Finance – John Alexander
14. Director Report – Paul Stanley
15. Forestry – Dr. Fred Metallic
16. OIC – Health and Safety Standards in Commercial Forestry Operations
17. Settlement Agreement update – Parks Canada ATR – Jeff Basque
18. OIC – Signing Authority Econ. Development Agreement and/or contracts
March 31, 2015
19. Economic Development – Donna Metallic
20. Workshop for Elders – Making a will? – Annette Barnaby
21. Adjournment

Meeting is called to order by Chief Martin at 9:05am

1. Roll Call

LMG COUNCIL ATTENDEES:

C. Annette Barnaby
C. Brian Caplin Jr.
C. Chris Wysote
C. Derek Barnaby
C. Donna Metallic
C. Kevin Methot
C. Patty Martin
C. Serge Gray
C. Sheila Swasson
C. Wanda Metallic
C. Wendell Metallic

Absent

C. Gordon Isaac Jr. – Vacation

2. Adoption of the Agenda

A motion was presented to accept the agenda and a few items were added

C. Brian wants to address council
Basements and foundations
Union Update
Vacant houses

Moved: Kevin Methot
Second: Wanda Metallic
Passed: Passed

3. Council review of minutes March 30, 2015 and a motion was presented to accept the minutes

Correction - C. Serge states that their start date is two days earlier than Listuguj

Motion: Donna Metallic
Second: Kevin Methot
Passed: Passed

Council review the minutes April 1, 2015 and a motion was presented to accept the minutes

Motion: Kevin Methot

Second: Patty Martin

Passed: Passed

Council review the minutes April 13, 2015

C. Brian – asks council what his job would have been if he worked for Capital Works

CSM – stated working on fixing the water lines, doing the same as Kevin

C. Brian – does it include picking up garbage

CSM – no you wouldn't be picking up garbage

C. Kevin – states he picks up garbage in the community

C. Brian – discussed that the minute's pg. 5 should state that C. Patty has a Certificate in Human Resources not a degree also, her statement saying that she was going to shove her certificate down my throat should be included in the minutes.

A motion to accept the minutes April 13, 2015 with the changes

Moved: Kevin Methot

Second: Patty Martin

Passed: Passed

Abstain: Sheila Swasson

4. Maynard Caplin house – Sally and Peter Caplin

Council discussed the issues surrounding the LTO houses after the occupants pass away.

The home automatically goes back to the LMG and C&C decide what happens to home.

C. Serge – states the band should have a housing policy put in place

C. Kevin – would it automatically go to the spouse

CSM – Rose Marie was working on a policy on how to deal with these situations.

Council should have a meeting just on housing. We need to obtain legal opinion for people that are deceased.

5. **Decision on the house – Peter Germain**

Council discussed that this is a section 95 house the band generates revenue. He would have to wait another 15 years to purchase the house.

6. **RRAP – Joseph Henry Martin**

Joseph discussed with council the condition of his house and mentioned he would rather have a new house.

C. Wanda – new house you have to pay

CSM – will send Dean Martin to evaluate his house

Council will advise him of their decision

7. **Leave of Absence – Fred Vicaire, Financial Analyst**

Fred – discussed with council that he would like to take one year off to pursue employment in Gesgapegiaq. He mentioned that he is not being utilized to his full potential. Fred's last day with LMG will be June 1, 2015.

A motion was presented to grant Fred Vicaire one year leave of absence

Council vote:

Yes – 10

1 against: Patty Martin

Moved: Derek Barnaby

Second: Brian Caplin Jr.

Passed: Passed

8. **MMBC – Mesgi'g Uguj's'n – Terri-Lynn Morrison/Innergex – Louis Robert**

Terri-Lynn – presented to council the Mesgi'g Uguj's'n partnership between the 3 Mi'gmaq communities of Gesgapegiaq, Gespeg and Listuguj and Innergex Renewable Energy Inc.;

The project was awarded through a "gre a gre" with Government of Quebec in May of 2013;

The power purchase agreement signed with Hydro Quebec March 21, 2014;

Construction begins June 2015 for 2 construction seasons;

The 3 communities will receive 150 million over 20 years-Starting January 2017.

Main Contracts

Turbine Supply Contract: approx. \$202 million

- 47 Senvion Turbines;

BOP (Balance of Plant) contract: approx. \$100 million

- Roads
- Collector system
- Foundations
- Substation
- Turbine erection
- Commissioning

Mi'gmaq Hiring

The contractor will be responsible for all hires, and will award all sub-contracts.

Lists are provided to Borea for all Mi'gmaq who have met the eligibility requirements, and presented their information to our offices:

- ✓ ASP Safety Card
- ✓ CCQ Trade Card
- ✓ Or DEP (training)

Mi'gmaq contractors are given priority when sub-contracts are given.

9. Hydro Quebec – presentation

Representative did not have time to prepare will reschedule

10. Fisheries – Delphine Metallic

Delphine discussed with council the Aboriginal Fisheries Strategy (AFS) agreement between DFO and Listuguj Mi'gmaq Government.

In season monitoring committee – made up of Kirt, Bill, MFFP and DFO. What DFO and MFFP intend for this committee is for the Rangers to document how many salmon taken out of the river.

Delphine states she needs two more names a fishermen and a community member.

CSM – gives Delphine the go ahead with this committee

DM – explains there was less money allocated to the Rangers Pg. 30 of 46
Last year was \$ 168,000.00 this year \$ 100,000.00

CSM - I spoke to Kevin Wilkinson he said there was an additional \$25, 000 for the mussel farm.

DM – we decommissioned the mussel farm; \$27,000 is not enough money for what they were doing. Also, Transport Canada is telling us we need to clean up the mussel farm by taking the lines and cement blocks out. The Mussel farm is too labour intensive we will be going ahead with Scallops.

CSM - will you be hiring Derek Swasson and Harvey Barnaby

DM – I don't know about hiring the guys

DM – changes the subject to lobster

C. Sheila – only certain people get lobster tags

DM - gave out 100 lobster tags one per person but there was no one else left in line I kept 100 tags in my desk then gave them to the fishermen and asked them for 80lbs

DM – we should hire fishermen to fish for lobster for the band

DM - We need a licence & permit to fish lobster in the spring, it's easier to fish lobster in the fall the catch per unit is seven to one ratio

11. **Allen & Paquette & Arsenau – David Allen**

David Allen makes an announcement that he will be retiring from Allen & Paquette & Arsenau at the end of June 2015.

Council thank David for his many years of service to the LMG. Chief Scott Martin presents him with a gift on behalf of C&C.

12. **Band Council Resolution Regarding Borrowing – SAA**

A motion was presented to sign the Band Council Resolution Regarding Borrowing – SAA

Moved: Serge Gray

Second: Derek Barnaby

Passed: Passed

13. Finance – John Alexander

John discussed with council the recommendation to have part of the snow crab quota given to James Raynard to fish.

In April we looked into moving the snow crab quota to PEI.

Quality of the snow crab is better than QC

2 million lbs

75% caught by LMG

Service Agreement for Bruno Duguay \$.70cents/lb

Come to find out there was no agreement

We received \$2.95 per lb

\$3.05/lb

Catching fee \$.10 cents/lb = \$2 million

There is a delay to the fishing season this year due to the ice it's too dangerous to fish

CSM – we need to fish the as soon as possible with the warmer weather the crab will turn white

C. Brian – bait, storage included in the cost

John – yes, Raynard is aware of the costs

C. Brian – is this move going to affect our fishing project funding from Quebec

John – Raynard will transport the snow crab to E. Gagnon by transport instead of steaming back to Quebec

CSM – Bruno Duguay gets \$.70/lb for what to order bait; how much is he profiting we need a rundown of the costs.

DM – he takes care of the lodging for fishermen, ordering food, fuel, ice he just doesn't stand on the shore and do nothing.

CSM – the captain can order his own fuel

CSM – I also asked Delphine what Christopher Metallic do, she said Christopher is in charge of the captains and crew.

Council continue to discuss the agreement between LMG and E. Gagnon

DM – did you go looking for another company

CSM – not once did E. Gagnon bring the agreement to council

C. Patty – call for tenders

DM – they don't give you a price how can you negotiate they just give us what the services they will offer

C. Patty – we have no leverage if there is no competition

CSM – can we get recommendations from finance

John – based on the \$3.05/lb I would like to get out of Quebec there is no guarantee the market determines the price of the quota. Therefore, there are more employment opportunities and better prices.

Council vote:

Yes – 6

4 against: Brian Caplin Jr.

Chris Wysote

Serge Gray

Wendell Metallic

Abstain: Wanda Metallic

A motion was presented to send 500 thousand pounds to James Raynard

Motion: Patty Martin

Second: Derek Barnaby

Passed: Passed

14. **Director Report – Paul Stanley**

Paul discussed with council his Interim Report for April 2015;

- 6 month report
- Interim report since June 2014

Received very well

A lot of people watching online

We will be developing a sponsorship fund for activities and needs of our community members. \$5000 will be put aside every month for this fund starting today. We fund other communities such as (sports events) so we should fund our own community. We will need to set parameters and have a spread sheet of each transaction put online.

Paul – discussed his meeting with Minister Valcourt about the 4 year term of office represents one of the key changes in Bill C-9, which gives First Nations the opportunity to opt out of the Indian Band Elections Regulations set out in the Indian Act and opt into the First Nations Elections Act. Community would have to make this decision.

C. Wendell – we are still under the Indian act until we have our own election code

C. Serge – Membership code – drafted section 10, ERB would like to work with Listuguj, and more communities want to join forces; cut costs and work together.

C. Sheila – discussed with council the food bank project was terminated due to lack of funding and few donations.

C. Brian – nobody gets paid for no work, then asks why council receive a top up to their salary and who came up with this

C. Patty – council at some point decided to top up councillors pay

C. Wanda- if I wasn't on council my salary would go back to Brighter Futures Salary

CSM – we will look into it and get back to him

15. **Forestry – Dr. Fred Metallic**
Dr. Fred – discussed with council employee/contractors working in the LMG has an obligation to work safely and to promote safety within their respective operations.

16. **OIC – Health and Safety Standards in Commercial Forestry Operations**

A motion was presented to sign the OIC – Health and Safety Standards in Commercial Forestry Operations

Moved: Serge Gray
Second: Patty Martin
Passed: Passed

17. **Settlement Agreement update – Parks Canada ATR – Jeff Basque**

OIC – Addition to Reserve (ATR) of Parks Canada Historic Site

A motion was presented to sign the OIC – Addition to Reserve (ATR) of Parks Canada Historic Site

Moved: Patty Martin
Second: Kevin Methot
Passed: Passed

18. **OIC – Signing Authority Economic Development Agreement and/or contracts March 31, 2015**

A motion was presented to sign the OIC – Signing Authority Economic Development Agreement and/or contracts March 31, 2015

Moved: Patty Martin
Second: Serge Gray
Passed: Passed

19. **Economic Development – Donna Metallic**

C. Donna discussed with council about funding to help community members start up a business. The money was used to purchase a machine for the LMG Chipping.

20. **Workshop for Elders – Making a will? – Annette Barnaby**

Council discussed having a workshop for Elders on making a will. Council decided the workshop should be open to all community members.

The workshop will be held in July 2015.

OIC – Addition to Reserve (ATR) of Parks Canada Historical Site

A motion was presented April 13, 2015 to sign the OIC – Addition to Reserve (ATR) of Parks Canada Historical Site **IN PRINCIPAL**

Motion: Patty Martin
Second: Kevin Methot
Passed: Passed

Council tabled the rest of the agenda until next meeting

21. **Adjournment**

A motion was presented to adjourn this meeting 4:40pm

Moved: Brian Caplin Jr.
Second: Donna Metallic
Passed: Passed