

**GENERAL CHIEF AND COUNCIL MEETING  
DRAFT MINUTES OF DECEMBER 13, 2023  
1 PM TO 4 PM**

**CHIEF AND COUNCIL PRESENT**

Chief Robert Gloade	Councillor Chris Googoo
Councillor Natasha Bernard	Councillor Zachary Julian
Councillor Anissa Blackmore	Councillor Ward Markie
Councillor Alex Cope	Councillor Lisa Marshall
Councillor Carley Gloade	Councillor James Stevens
Councillor Garrett Gloade	Councillor Dana Sylliboy

**ABSENT**

Councillor Stephen Marshall

**REGRETS**

**STAFF**

Claire Marshall, Executive Director  
Chantel Langille, Housing Project Manager  
Lorne Paul, Director of Housing  
Suzanne Penney, Admin Assistant to  
Chief & Council, Recorder of Minutes

**GUESTS / DELEGATES**

Geoff Breene, Solicitor  
Faith Julien, Community Member  
Derek Simon, Solicitor,  
Burchell Wickwire Bryson LLP  
Roy Stewart, Solicitor,  
Burchell Wickwire Bryson LLP

**1.0 PRELIMINARY MATTERS**

- 1.1 Call to Order - Chief Robert Gloade
- 1.2 Adoption of Agenda - Review and Approval of the agenda for the Chief and Council meeting of December 13, 2023
- 1.3 Review and Approval of Minutes of November 14, 2023.
- 1.4 Review and Approval of Minutes of November 28, 2023.

**MOTION 1.2**

**It was MOVED by Councillor Carley Gloade and SECONDED by Councillor Chris Googoo**, That the agenda for the Chief and Council meeting of December 13th, 2023 be approved as presented.

**CARRIED UNANIMOUSLY**

**MOTION 1.3**

**It was MOVED by Councillor Garrett Gloade and SECONDED by Councillor James Stevens**, That the minutes of the Chief and Council meeting of November 14, 2023, be approved with some minor edits.

**CARRIED UNANIMOUSLY**

**MOTION 1.4**

**It was MOVED by Councillor Carley Gloade and SECONDED by Councillor Garrett Gloade**  
That the minutes of the Chief and Council meeting of November 28, 2023 be approved with a minor edit.

**CARRIED**

**ABSTAINED: 1 (Councillor James Stevens)**

**1.5 RCMP Report and Update (written update was provided Re: Community member Release:**

- Letter from the Crown was read into the minutes as well as a note from Sgt. Joe Young providing feedback regarding the release of an individual into the Millbrook Community. All issues and concerns will remain with the RCMP to deal with going forward with this individual.
- Executive Director will write to the Crown stating that Millbrook First Nation is not comfortable with the release terms proposed by the Crown Counsel.

**2.0 DEPARTMENT OF HOUSING**

**2.1 Allocation of Property Update**

- Update provided regarding progress with completed housing units
- Currently, there are four mini homes available for occupancy
- Allocations will be based on need first and points second
- Two split entries are under construction and will be allocated
- Discussion ensued regarding family units and duplexes
  - Where there may be custody agreements in place these agreements or any supporting documentation must be included in the application
- Housing department provided details on who the houses and units would be offered to
- Follow up to a letter to Chief and Council from senior community members in Cole Harbour – currently living in the Twin City apartment building
  - Requested a reduction in their rent due to expenses
  - Shared that they would also like to have a Band-owned home
  - Band-owned home had become available in Cole Harbour, and they were offered this home and declined the property; were also offered a home in Millbrook and declined this one also
  - A letter will be sent to community members regarding their rental reduction request which has been declined.

**2.2 Policy changes for approval.**

Requested changes were reviewed by Chief and Council and approved.

## **MOTION 2.2**

**It was MOVED by Councillor Lisa Marshall and**

**SECONDED by Councillor Garrett Gloade**, That proposed changes to the Housing Policy be approved as listed below:

- Section 11.1 – Extensions to existing housing units
- Section 4 – Off-Reserve Housing Subsidy
- Section 15.1 – Eligibility Requirements Definition – ‘Immediate Family’ as it relates to Section 15.1
- Death of an Occupant.

**CARRIED UNANIMOUSLY**

### 1. Section 11.1 – Extensions to Existing Housing Units

The request is to change the housing policy in section 11.1 Extensions to Existing Housing Units. The request is to replace the current wording to ensure that it is aligned with the CMHC National Occupancy Standards.

### 2. Section 4 – Off-Reserve Housing Subsidy, 4.0 Eligibility Requirements

The request is to change the policy in relation to the Off-Reserve Housing Subsidy, section 4.0 Eligibility Requirements. Under section 4.0, policy 7, the subsidy will not only apply to single-family dwellings, but it will also include multi-unit buildings – this means it will include townhouses and condos.

### 3. Definition – In relation to Section 15.1 Death of an Occupant

The request is to change the definition of ‘immediate family’ to include grandchildren.

*Please note:* This motion relates to section 15.1 Death of an Occupant. The policy states ‘If an occupant dies, possession of the housing unit shall remain within the immediate family, the Occupant (or family) by the way of will or otherwise, may express an immediate family member, so long as the individual meets the eligibility requirements as per Section 5.’

## **3.0 DEPARTMENTAL REPORTS UPDATE:** Executive Director

- It will be requested that the Electoral Officer report to CMM for Millbrook’s upcoming election due to the relationship with the new CMM Head of Governance.

### **3.1 Parks and Recreation:** request for funding for culvert to redirect the water.

## **Motion 3.1**

**It was MOVED by Councillor Lisa Marshall and**

**SECONDED by Councillor Garrett Gloade**, That \$2,500.00 be provided towards material and labour costs for the installation of a culvert behind fisheries buildings located on Willow Street in Millbrook.

**CARRIED**

### **3.2 Finance Motion for review and approval was presented to increase the signing authority for Department of Housing and Department of Commercial Operations.**

### **Motion 3.2**

**It was MOVED by Councillor Garrett Gloade and SECONDED by Councillor Chris Googoo**, That the signing authorization amount for the Director of Housing and the Director of Commercial Operations be increased from \$5,000.00 to \$10,000.00.

**CARRIED**

**1 – CONFLICT: 1 (Councillor James Stevens)**

### **3.3 Treaty Entertainment Hours Update**

- Regarding the hours of operation; currently there are two staff off for medical reasons; treaty entertainment manager will follow up on this
- Some ideas to increase revenue were discussed and suggestions were made about advertising for in-house draws for prizes etc.
- Area of interest that came up were couples gambling together (what affect does this have? It was a COVID rule)
- Suggestion of installing televisions which would allow for customers to stay engaged, which would continue to generate revenue
- Decision was made that the Manager of Treaty Entertainment would take the lead on these changes and provide an update at a future meeting.

#### **Motion 3.3 a)**

**It was MOVED by Councillor Lisa Marshall and SECONDED by Councillor Zachary Julian**, That televisions be installed at Treaty Entertainment.

**CARRIED**

#### **Motion 3.3 b)**

**It was MOVED by Councillor Chris Googoo and SECONDED by Councillor Garrett Gloade**, That management take the lead on in-house draws to attract more patrons to Treaty Entertainment Centre.

**CARRIED**

**CONFLICTS: 2 (Councillors James Stevens and Anissa Blackmore)**

### **3.4 Ulnooweg Loan for Solar Net Metering Project:**

Band Council Resolution (BCR) was presented, read into the minutes, and was circulated for signing once approved.

WHEREAS Millbrook First Nation has applied for a loan in the amount of \$469,781.00 through Ulnooweg Development Group in order to begin development of a Solar Net Metering Project located at Treaty Entertainment at 15 Tower Road at Millbrook, Nova Scotia and;

WHEREAS Chief and Council agree that should there be a shortfall in net revenues of the Solar Project to fulfill their loan obligation to Ulnooweg Development Group, that payment will be derived from other sources of Band revenues.

BE IT RESOLVED that at a duly convened meeting held on December 13, 2023, the Chief and Council of the Millbrook First Nation have approved the borrowing of a Bridging loan from Ulnooweg Development Group Incorporated in the amount of \$469,781.00

BE IT FURTHER RESOLVED, that Millbrook First Nation are in agreement with the terms and conditions of the loan approval as outlined in the Letter of Financing issued by Ulnooweg Development Group dated November 30, 2023 – a copy of which is hereto attached.

**MOTION 3.4**

**It was MOVED by Councillor Alex Cope and SECONDED by Councillor Carley Gloade,** That the Band Council Resolution (BCR) presented today, December 13, 2023, regarding the approval of the loan from Ulnooweg Development Group for Solar Net Metering Project be approved.

**CARRIED**

**CONFLICT: 1 (Councillor James Stevens)**

**4.0 POLICY DISCUSSION/DECISION**

**4.1 Revisiting Tobacco Allocation Policy Section #4 Transfer of quota.**

- a) Membership transfer referendum to be held in 2024 (every five years, the last one was conducted in 2019) for transfer of membership to Millbrook First Nation
- b) It was suggested that Brenda Tracey, from CMM, be appointed as the Electoral Officer for this referendum.

**MOTION 4.1a & b)**

**It was MOVED by Councillor Lisa Marshall and SECONDED by Councillor Garrett Gloade,** That Millbrook First Nation move forward with a referendum April 2024 for a transfer of members; and that Brenda Tracey, from CMM, be appointed as the electoral officer.

**CARRIED**

- c) Tobacco Allocation Policy Section #4 Regarding Transfers

**MOTION 4.1c)**

**It was MOVED by Councillor Chris Googoo and SECONDED by Councillor Garrett Gloade,** That the Tobacco Store policy – section 4 be amended back to its original state.

**CARRIED**

**ABSENT: 1 (Councillor Anissa Blackmore)**

**ABSTAINED: 2 (Councillors Carley Gloade and Lisa Marshall)**

**4.2 Food Social Ceremonial (FSC) Support**

- Discussion ensued regarding Moderate Livelihood and how to support the fishers while they are on the water.

#### **MOTION 4.2**

**It was MOVED by Councillor Dana Sylliboy and SECONDED by Councillor Alex Cope,** That financial support be provided to assist the fishers in defending themselves legally within the Millbrook First Nation moderate livelihood plan, while maintaining conservation and safety. Any compensation received must be returned to the community.

**CARRIED**

#### **4.3 Mi'kmaw Children and Family Services**

This item will be discussed at length at the January 16, 2024, meeting.

#### **5.0 COMMUNITY REQUESTS/COMPLAINTS/FYI CORRESPONDENCE**

##### **5.1 Community Member: Discussion with Chief and Council**

- Requesting three serviced lots for herself and her siblings
- Currently, community member has been granted a serviced lot; however, there does not appear to be three together
- Housing department will accompany community member to Glooscap North and show the available lots to her.

##### **5.2 Feedback from Newfoundland Members – Re: Status Cards and Membership Clerk Support**

- CMM has agreed to send over Membership clerk support and has requested that Millbrook cover the travel costs to Newfoundland (NFLD)
- Council agreed to this, and it will be set up with a member of the community in NFLD to ensure that Millbrook has the most up to date information (including those who have passed away)

##### **Item 5.2**

**It was AGREED by CONSENSUS,** That Millbrook First Nation will cover the travel costs of the CMM membership clerk who will be taking care of making sure status cards are updated and new ones issued.

**RESOLVED BY CONSENSUS**

##### **5.3 Millbrook Elders Circle Committee – Letter to Chief and Council**

- The letter from a group of 14 Elders was received. The letter describes their concerns with the delay or cancellation of the Custom Code Election. The group of Elders is requesting information about why it was delayed and what the process is going forward.
- Chief and Council requested the Executive Director to respond to the letter.

##### **5.4 Request received for funding support for L' NU Kamakn 2024**

- This is an eight-week ski and snow board program from Sipekne'katik. For this request, the following was agreed by consensus:
- L'NU KAMAKN 2024 – to cover all lifts and fees

##### **Item 5.4**

**It was AGREED by CONSENSUS,** That L'NU KAMAKN 2024 cover all lifts and fees relating to the eight-week ski and snow board program from Sipekne'katik.

**RESOLVED BY CONSENSUS**

## **6.0 LEGAL**

- 6.1** Solicitors from Burchell's Wickwire Bryson LLP attended to provide updates and posed some follow-up questions concerning the draft cannabis law.
- From the meeting with the solicitors and continued discussion there were two motions as follows:

### **MOTION 6.1a**

**It was MOVED by Councillor Lisa Marshall and SECONDED by Garrett Gloade**, That a class action lawsuit be initiated against the Crown for infringing on Millbrook First Nation's right of a moderate livelihood, within all species.

**TABLED**

**(this motion was tabled until the wording can be looked at by D. Simon, Solicitor)**

- 6.2** Update from meeting with Solicitor regarding the Human Resources matter being dealt with by Chief and Council.

### **MOTION 6.2**

**It was MOVED by Councillor Ward Markie and SECONDED by Councillor Garrett Gloade, IN-CAMERA HR MATTER**

**CARRIED**

**CONFLICT: 2 (Councillors Natasha Bernard and James Stevens)**

**VOTING IN SUPPORT: 7 (Councillors Alex Cope, Anissa Blackmore, Carley Gloade, Garrett Gloade, Ward Markie, Lisa Marshall, and Dana Sylliboy)**

**VOTING IN OPPOSITION: 1 (Councillor Chris Googoo)**

**7.0 ADJOURNMENT:** Next meeting of Chief and Council will be on January 9, 2024

