

Listuguj Mi'gmaq Government Order-In-Council



Chronological no.: 2577	Subject: PCD Compassionate Disbursement	Originated by:
The Council of the Listuguj Mi'gmaq Government		District Gespe'gewa'gi
Date of duly convened meeting	D M Y 1 6 0 9 2 0	Province Gepeg

WHEREAS Under Section 13.1 of Listuguj Mi'gmaq Claims Settlement Minor Trust Agreement executed on January 18, 2016, at the end of an applicable five-year forfeiture period, the Trustee (the Royal Trust Company) may distribute to LMG all income accrued under the Agreement and up to 10% of the Capital of the Adults Per Capita Distribution Trust Account for that year ("2020 distribution to LMG");

WHEREAS the first period has ended on June 19, 2020, and LMG will receive the above sums shortly and LMG may use them at its discretion, as per the terms of the Agreement;

WHEREAS several members of the community; namely: Mr. Chris Metallic, has been missing since November 12, 2012 and his mother Mandy Metallic has been searching for him ever since, and Late Nancy Bernard who passed away on the day the PCD was being issued and her will was not accepted nor was an executor named.

WHEREAS Mr. Metallic and the late Ms. Bernard are entitled to receive the PCD, but the formalities necessary for the families to collect the PCD could be lengthy, costly and sorrowful for the family and the application will be refused if these are not carried out;

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Moved: Sky Metallic
 Seconded: Marsha Vicaire
 Abstain: -
 Opposed: -
 Status: Passed Defeated
 Tabled

Quorum 7

Councillor Lloyd Alcon
 Councillor Chad Bedeon
 Councillor Scott Martin
 Councillor Wendell Metallic

Chief Darcy Gray
 Councillor Calvin Barnaby
 Councillor Gordon Isaac Jr.
 Councillor Gary Metallic Sr.
 Councillor Sheila Swasson

Councillor Dolly Barnaby
 Councillor George Martin
 Councillor Sky Metallic
 Councillor Marsha Vicaire

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WHEREAS Chief and Council have discussed alternatives and made a motion on June 10, 2020, to give the Economic Development Manager the mandate to seek legal advice;

WHEREAS the 2020 distribution to LMG is beyond the amount necessary to make a donation in the amount of \$29,902.82 to settle the two files;

THEREFORE BE IT RESOLVED THAT:

Council make a discretionary allocation of \$14,951.41 to each family from the 2020 distribution to LMG to honour Mr. Metallic and the Late Nancy Bernard on the grounds of compassionate reasons and direct the economic development manager or someone in the department to discuss with the families on how best to direct the funds.