

MUNICIPAL COUNCIL
Special Session
May 17, 2018
Summary of Motions

MOTION 180517.01 CCDC design-Build Stipulated Price Contract for Annapolis County Fibre-Optic Broadband Internet..... **1**

MOTION 180517.02 Indefeasible Right of Use (IRU) and Provision of Internet Service Master Agreement **2**

Minutes of the **special session of Municipal Council** held on May 17, 2018, at the Municipal Administration Building, 752 St. George Street, Annapolis Royal, NS at 11:20 a.m.

Present: Warden Timothy Habinski; Deputy Warden Martha Roberts; Councillors, Marilyn Wilkins, John A MacDonald, Wayne Fowler, Burt McNeil, Gregory Heming, Alex Morrison, Michael J Gunn, Wendy Sheridan, and Diane LeBlanc.

Also

Present: Chief Administrative Officer John Ferguson, Municipal Clerk Carolyn Young, other staff, and 1 member of the public.

Purpose of Meeting

The Warden advised the meeting was called to consider the terms of the contracts for the construction of internet backbone fibre in the County of Annapolis.

In-camera

It was moved by Councillor McNeil, seconded by Councillor Heming, to meet in-camera from 11:21 a.m. a.m. until 1:04 p.m. in accordance with Sections 22(2), (e) contract negotiations, of the *Municipal Government Act*. Motion carried unanimously.

Lunch continued through the in-camera session; all were present as previously noted, including several persons attending from Mainland Telecom Inc.

New Business

Warden Habinski noted this significant moment in the history of the County of Annapolis. This project started in 2013 when Municipal Council was considering course changes in governance. A desperate need for high speed internet connectivity was highlighted in our municipality, as part of what's required to play the game, in order to attract and retain business, immigration, doctors, and students. It is also important to *not* provide 'a lick and a promise', falling victim to incremental progress. If Council really intends progress, then it must be ambitious and put all its cards on the table. It needs to be more ambitious than 'just a tower'. He added that Council is excited and delighted to present a high-speed backbone fibre system equal to the best systems in the world, reaching 8000 residents in the municipality, and that this will be done with a local company, which has the knowledge and skills to implement this project.

CAO John Ferguson thanked his colleagues who continued in negotiations over the past year, a thorough and diligent process, protecting all interests, noting it was not an easy process, but all have come out looking forward to this project. The Municipality looks forward to connecting our citizens - Mainland's customers, in the County of Annapolis.

New Business

Re: CCDC Design-Build Stipulated Price Contract for Annapolis County Fibre-Optic Broadband Internet
MOTION 180517.01 CCDC Design-Build Stipulated Price Contract for Annapolis
County Fibre-Optic Broadband Internet

It was moved by Deputy Warden Roberts, seconded by Councillor McNeil, that the Warden and Clerk be authorized to sign the CCDC Design-Build Stipulated Price Contract for Annapolis County Fibre-Optic Broadband Internet and attached schedules between the Municipality of the County of Annapolis and Mainland Telecom Inc. Motion carried unanimously.

Re: Indefeasible Right of Use (IRU) and Provision of Internet Service Master Agreement

MOTION 180517.02 Indefeasible Right of Use (IRU) and Provision of Internet Service Master Agreement

It was moved by Deputy Warden Roberts, seconded by Councillor Heming, that the Warden and Clerk be authorized to sign the Indefeasible Right of Use (IRU) and Provision of Internet Service Master Agreement between the Municipality of the County of Annapolis and Mainland Telecom Inc. Motion carried unanimously.

Deputy Warden Roberts thanked the CAO and all parties involved for their patience and the long hours given in preparation of these two documents.

CAO John Ferguson thanked Council, noting the confidence given to the CAO and staff is important to move forward, allowing them to proceed in confidence. He thanked all staff involved, the Solicitors that were involved, and Mainland Telecom Inc, who all put forward a real team effort.

Councillor MacDonald noted that this is a big deal for rural Nova Scotia. Not just because it is internet, but that it is a Nova Scotia company.

Warden Habinski added that this is a big deal that will open doors, and a small deal that will positively affect our communities.

Sue McArthur, President, Mainland Telecom Inc. – thanked Chris Norman for his creative mind. She commended council for being forward-thinking in this approach for the next era, and keeping our youth here. She thanked Council for taking this leap of faith on this internet journey.

Chris Norman, Mainland Telecom, thanked Council for the confidence that has been placed in them. He added that the easy path would have been quick-fix individual band aid solutions. Fibre optics is the future and it is wonderful to have taken on this commitment. Homes and business will benefit. Mainland is not like any other carriers – their technology is highly adaptable and unique, world class. Mainland will not let you down and will enjoy working with the County.

Craig Parsons, Mainland Telecom Inc. – thanked everyone in the room – staff and Councillors. He wants to be proud to meet each other on the streets. He noted that the CAO was great but a tough negotiator! The company started 15 years ago, and they talked about telephones and internet - the vision at the time was remarkable, and this all started with coffee and a conversation with the CAO. We are now partners. Mainland benefits, Council benefit, and the residents benefit.

Bert McCaffrey, Mainland Telecom Inc. – noted he has been in the business for 40 years. This project is truly different, and it will be talked about for a long time. He urged all to be proud of the work done, noting it will turn heads.

Adjournment

The Warden invited all to remain to witness the signing of the documents and refreshments, and declared the meeting adjourned at 1:25 p.m.

Warden

Municipal Clerk