



# LOWER KOOTENAY BAND

830 Simon Road, Creston, BC V0B 1G2 Ph: 250.428.4428 Fax: 250.428.7686

## OFFICIAL MINUTES

<b>Type of Meeting:</b> Lower Kootenay Council Meeting	<b>Date of Meeting:</b> November 9 <sup>th</sup> , 2015	
<b>Participants:</b> Chief: Jason Louie Councillors: Mary Basil, Sandra Luke, Jared Basil  Guests:	<b>Chair:</b> Interim DOO Heather Suttie	<b>Recorder:</b> Anne Jimmie

**Location:** LKB Boardroom

### APPOINTMENTS

<b>Time:</b> 9:40am <b>Name:</b> Karen Smith – YNS	<b>Discussion:</b> Council to sign BCR regarding the Registration of Yaqan Nukiy School with the First Nation School Association.	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #1	<b>Made by:</b> Councillor Jared Basil <b>Seconded by:</b> Councillor Sandra Luke	<b>THAT:</b> Chief and Council accept the registration of Yaqan Nukiy School as presented for the First Nation Schools Association. Carried <u> X </u> Defeated <u> </u> Tabled <u> </u>
<b>Discussion:</b>	Yaqan Nukiy School Handbook- to be approved. The appeal process will go to Sandra Luke. Karen Smith and Sandra Luke will meet regularly or as needed and Sandra will report to Council.	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #2	<b>Made by:</b> Chief Jason Louie <b>Seconded by:</b> Councillor Jared Basil	<b>THAT:</b> The 2015/16 Yaqan Nukiy School Handbook be accepted as presented to be the official handbook for this school year. Carried <u> X </u> Defeated <u> </u> Tabled <u> </u>
<b>Discussion:</b>	K-12 Student Policy – no payments have been dispersed for the past school year. <b>Decision:</b> that eligible students will receive student allowances retroactive for the past school year in accordance with calculations as set in the Policy. Ensure that all parents receive copy of new Policy that will be given in January, along with the school supply payment and that Parents will be required to sign upon receiving the New Policy.	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #3	<b>Made by:</b> Chief Jason Louie <b>Seconded by:</b> Councillor Jared Basil	<b>THAT:</b> The K-12 Student Policy that outlines eligible financial assistance to families for students registered on the nominal roll be accepted as presented, to commence September, 2015.



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		Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
<b>Discussion:</b>	YNS can extend to grade Nine, as per the BCR dated January 22, 2013. Is there interest to extend grade levels? Only if our students are enrolled. our kids are struggling in public schools and targeted dollars are not meeting their needs – such as homework assistance. Suggestions: open house, potluck meeting – to discuss expansion of grades at YNS – and specifically that there is the interest from parents.	
<b>Time: 10:20 am Name: Laura Phipers LKB Member</b>	Discussion: Declaration of Title – an overview was given. There is definitely interest and support by community members as indicated by the number of signatures. The concept of having a Referendum rather than a BCR was mentioned. The process that was used for the surrender of band land (landfill) could be applied here.	
<b>Motion: November 9<sup>th</sup>, 2015 #4</b>	Made by: Chief Jason Louie Seconded by: Councillor Sandra Luke	THAT: The question whether to pursue aboriginal title be put to the membership using the same referendum process as used by AANDC for the recent surrender of Band Lands. Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
<b>Time: Name: Director of Finance – Karlene Emary</b>	Discussion: Sign Safe Water Operations Program Funding Agreement. - BCR for Direct Deposit bank change for AANDC Funding Agreement. - Authorization to transfer \$187,167.84 from Administration to Education. - Authorization to transfer \$97,977.17 from Ainsworth LP to LKB - Authorization to transfer \$366,250.00 from Ainsworth LP to LKB - Sign Authorization for Pacific Blue Cross - Review Benefits Analysis - Comparisons were outlined - decision by April 2016 - idea – OSR – target \$ to community members. Plan “Big Picture” goal.	
<b>CALL TO ORDER</b>		
<b>Time: 1:00pm</b>		
<b>AGENDA</b>		
<b>Review of Agenda:</b>	<b>Additions:</b>	<b>Deletions:</b>
<b>Motion: November 9<sup>th</sup>, 2015 #5</b>	Moved By: Chief Jason Louie Seconded By: Councillor Sandra Luke	THAT: The Agenda of November 9 <sup>th</sup> , 2015 be accepted as presented. Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
<b>PREVIOUS MINUTES</b>		
<b>Review of</b>	<b>Discussion:</b>	



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<b>Minutes:</b> October 26 <sup>th</sup> , 2015		
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #5	<b>Moved By:</b> Councillor Jared Basil <b>Seconded By:</b> Chief Jason Louie	<b>THAT:</b> The minutes of October 26 <sup>th</sup> , 2015 be approved as presented. Carried <u> X </u> Defeated <u>    </u> Tabled <u>    </u>

## BUSINESS ARISING FROM MINUTES

### 5a) KNC Economic Sector Governance Development Director of Development Services – Curtis Wullum

<b>Action Item:</b>	Regarding YN Perspective, any feedback from Council? - Intent is for KN leadership to sign off, and present to KNEC for final approval. - Table till the December 14 <sup>th</sup> Council Meeting - Present Questions, comments to Becky - Important to meet with Becky
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### 5b) Land Lease – IR #5 Director of Development Services – Curtis Wullum

<b>Action Item:</b>	Josie Fullarton is looking for land to lease for 2 years. - Decision – Motion from last meeting Defeated, 2 Councillors – Yes, 1 Councillor – No, One Councillor Abstained.
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### 5c) Non-Replacement Forest Licence Director of Development Services – Curtis Wullum

<b>Action Item:</b>	Recommendation to accept.	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #6	<b>Made by:</b> Chief Jason Louie <b>Seconded by:</b> Councillor Jared Basil	<b>THAT:</b> The LKB Chief and Council accept the offer from the Ministry of Forest Lands and Natural Resource Operations for Non- Replacement Forest Licence A93497 and authorize through a BCR, the LK Development Corporation to be the entity to hold the licence on their behalf. Carried <u> X </u> Defeated <u>    </u> Tabled <u>    </u>

## NEW BUSINESS

<b>Agenda Topic:</b> <b>Presenter:</b>	7a) Round House Director of Development Services – Curtis Wullum	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #7	<b>Made by:</b> Chief Jason Louie <b>Seconded by:</b> Councillor Sandra Luke	<b>THAT:</b> LKB Chief and Council approve an addition \$25,000.00 from LKDLP for the Round House. Carried <u> X </u> Defeated <u>    </u> Tabled <u>    </u>



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<b>Agenda Topic:</b>	<b>7b) Land Lease IR #1</b>	
<b>Presenter:</b>	<b>Director of Development Services – Curtis Wullum</b>	
<b>Discussion:</b>	<b>- amend Lease Agreement</b>	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 # 8	<b>Made by: Councillor Jared Basil</b> <b>Seconded by: Councillor</b> <b>Sandra Luke</b>	<b>THAT: The Lease Agreement with PR Forage LKDLP Joint Venture be amended to Forage.</b> <b>Carried <u> X </u> Defeated <u> </u> Tabled <u> </u></b>
<b>Agenda Topic:</b>	<b>7c) Fortis Building – Osoyoos Band Joint Venture</b>	
<b>Presenter:</b>	<b>Director of Development Services – Curtis Wullum</b>	
<b>Discussion:</b>	<b>Asking for mandate from Council.</b>	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #9	<b>Made by: Councillor Mary Basil</b> <b>Seconded by: Councillor</b> <b>Sandra Luke</b>	<b>THAT: Chief and Council support the Lower Kootenay Band entering into discussions with the Osoyoos Indian Band and Greyback Construction to form a Joint Adventure to bid on the construction of a new Fortis building in Castlegar.</b>
<b>Agenda Item:</b>	<b>7d) Hidden Valley Wood Fibre</b>	
<b>Presenter:</b>	<b>Director of Development Services – Curtis Wullum</b>	
<b>Discussion:</b>	<b>Support renewal – Darcy Elliot</b>	
<b>Motion:</b> November 9 <sup>th</sup> , 2015 #10	<b>Made by: Councillor Jared Basil</b> <b>Seconded by: Councillor</b> <b>Mary Basil</b>	<b>THAT: Chief and Council support an amendment to the Hidden Valley Wood Fibre Industrial Lease for the Sort Yard which includes:</b> <b>An increase in the monthly lease payment to \$4,000.00 per month effective December 1<sup>st</sup>, 2016; and amend the end date of the lease from May 31<sup>st</sup>, 2016 to May 31<sup>st</sup>, 2018; and include a royalty of \$0.30 per metric tonne paid to LKB for logs exported to the USA based on weight scale receipts; and the royalty for the period of June 1 2017 to May 31, 2018 will be renegotiated in November 2016.</b> <b>Carried <u> X </u> Defeated <u> </u> Tabled <u> </u></b>
<b>Agenda Item:</b>	<b>7e) Peace Naturals</b>	
<b>Presenter:</b>	<b>Director of Development Services – Curtis Wullum</b>	
<b>Discussion:</b>	<b>MOU Signed to look at medical cannabis.</b> <b>*Option A:</b> <b>Rent Space – Creston</b>	



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	<p><b>Have to invest about \$50,000.00</b></p> <p><b>Hire 3 people – 6-8 training</b></p> <p><b>*Option B:</b></p> <p><b>Partner with other communities</b></p> <p><b>Move to Cranbrook</b></p> <p><b>*Option C</b></p> <p><b>No</b></p>
<b>Decision:</b>	<ul style="list-style-type: none"> <li>- Job description to be circulated</li> <li>- end of November for responses</li> <li>- outcome will determine next steps</li> </ul>
<b>Agenda Item</b>	<b>7f) Fire Wood</b>
<b>Presenter:</b>	<b>DDS – Curtis Wullum</b>
<b>Discussion:</b>	<b>Request from Lil Esquiro for wood (same as last year).</b>
<b>Agenda Item:</b>	<b>7g) Request from Madeline Rosshogle</b>
<b>Presenter:</b>	<b>Interim DoO – Heather Suttie</b>
<b>Discussion:</b>	<b>Requested to hunt on Ktunaxa Territory. Needs to be more specific – where?</b>
<b>Action Item:</b>	<b>Interim DoO Heather Suttie will contact her.</b>
<b>Not on Agenda:</b>	<p><b>*KNC Education &amp; Employment Sector Council</b></p> <ul style="list-style-type: none"> <li>- BCR to be signed appointing Sandra Luke as the Rep and Jared Basil as Alternate for LKB.</li> </ul> <p><b>* BCR – Specific Claims Research</b></p> <ul style="list-style-type: none"> <li>- giving BCRs to be signed</li> <li>- requesting access to review records</li> </ul>
<b>IN CAMERA</b>	
<b>None at this time.</b>	
<b>ADJOURNMENT</b>	
<b>Next Meeting:</b>	<b>November 25<sup>th</sup>, 2015 9:00am LKB Boardroom</b>
<b>Adjournment:</b>	<b>2:40pm – Councillor Jared Basil</b>