



LOWER KOOTENAY BAND

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

OFFICIAL MINUTES

Type of Meeting: Lower Kootenay Council Meeting		Date of Meeting: February 17, 2023	
Participants: Chief: Jason Louie Councilors: Chad Luke, Robin Louie, Josie Fullarton, Cherie Luke Guests: Norm Allard, Denice Louie, Curtis Wullum		Chair: CAO: Heather Suttie	Recorder: Administrative Assistant: Samantha Phypers
Location: Council Chambers			

APPOINTMENTS

Time: 9:37 a.m. Name: Denice Louie	Discussion: Ki Louie to work for YN Heritage Society <ul style="list-style-type: none"> Looking for support from LKB to help him attain this 1-year term working for YN Heritage Society Ki Louie would be the face of YN Heritage Society but would regularly report to Chief and Council LKB Chief and council suggest some initiatives for Ki Louie to work on 	
Motion:	Moved by: Robin Louie Seconded by: Josie Fullarton	THAT: Chief and Council approve sending a letter to SD#8 to support Ki Louie taking a 1-year leave of absence to work for YN Heritage Society Carried X Tabled Defeated
Time: 9:58 a.m. Name: Norm Allard, LKB Community Planner	Discussion: KTOI (Kutenai Tribe of Idaho) Partnership <ul style="list-style-type: none"> An opportunity has come about from KTOI, they have funding they can access to support YN Wetland Restoration. KTOI is tired of spending their money on projects that inevitably fail, they're ready to put money towards projects within LKB KTOI has already approved the partnership and waiting on approval from Chief and Council Norm Allard is looking for a motion that Chief and Council approve the partnership between LKB and KTOI 	
Motion:	Moved by: Robin Louie Seconded by: Cherie Luke	THAT: Chief and Council approve the BCR to support a partnership with KTOI to continue restoration work on the Yaqan Nukiy Wetlands Carried X Tabled Defeated

DEBRIEFING OF APPOINTMENTS



LOWER KOOTENAY BAND

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

Appointment: Discussion:	N/A		
Motion:	Moved By: Seconded By:	THAT: Carried	Defeated Tabled
Discussion:			

CALL TO ORDER

Time: 10:35 a.m.

AGENDA

Review of Agenda:	Additions: 6.g – Community Member request 6.h – Community Meeting date	Deletions:
Motion:	Moved by: Robin Louie Seconded by: Chad Luke	THAT: Chief and Council approve the amended agenda Carried X Tabled Defeated

PREVIOUS MINUTES

Review of Minutes:	Discussion:	
Motion:	Moved by: Robin Louie Seconded by: Chad Luke	THAT: Chief and Council approve the Feb.3, 2023 Meeting Minutes Carried X Tabled Defeated

BUSINESS ARISING FROM MINUTES

1. N/A

Discussion:	
Action:	
Not on Agenda:	

NEW BUSINESS

6.a – Specific Claims BCR's (1934 Surrender/Lease & 1950 Revision of Kootenay River Road)

- 1934 Surrender and Lease – 50 years of limited rent, the losses were previously statute barred but are now able to be compensated through the specific claim process
- Needing a BCR signed to approve negotiations with Canada regarding 1934 Surrender/Lease
- 1950 Revision of Kootenay River Road – Chief and Council needs a BCR to accept and approve the terms of the Negotiation Protocol Agreement



LOWER KOOTENAY BAND

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

<p>Motion:</p>	<p>Moved by: Cherie Luke Seconded by: Jason Louie</p>	<p>THAT: Chief and Council approve the BCR allowing negotiations to begin with Canada regarding 1934 Surrender/Lease THAT: Chief and Council approve the BCR accepting the Negotiations Protocol Agreement for the 1950 Revision of Kootenay River Road</p> <p>Carried X Tabled Defeated</p>
<p>6.b – Specific Claim Referendum – PCD Policy</p>		
<ul style="list-style-type: none"> • Chief and Council needs to be able to approve a referendum question with a referendum date • Jason Louie suggests putting a notice out allowing transparency and letting band members know the amount needed for lawyer fees that weren't covered and will come out of the full settlement amount • Referendum Notice – will need to allow full transparency with dates stating that finance department will need time to get this process going • Chief and Council possibly present the day Distribution happens • Notice of Referendum to go out Monday or Tuesday Feb.20-21 on Facebook and then door-to-door • Referendum Vote to be on the 23rd of February • For the last specific claim payout, up to 50% of distribution could be used to set-off debt owing to LKB; for this distribution it will be 20% 		
<p>Motion:</p>	<p>Moved by: Josie Fullarton Seconded by: Cherie Luke</p> <p>Moved by: Chad Luke Seconded by: Josie Fullarton</p>	<p>THAT: Chief and Council approves the BCR for the per capita distribution of the 1930s and 1950s Improvements to the Porthill Hwy. Specific Claim THAT: Chief and Council approves the deduction of up to 20% of the per capita payment to be used to set off any debt owed by a member to LKB.</p> <p>Carried X Tabled Defeated</p>
<p>6.c – Daycare Initiative</p>		
<ul style="list-style-type: none"> • Is there an interest in partnering with KES to run a daycare, challenges to attain staff may arise • Does LKB want to own a daycare on Kinsmen Park? • Could possibly open up some jobs for community members if they're willing to take their ECE • Chad Luke says we should be looking at a 50/50 partnership with KES for the daycare 		



LOWER KOOTENAY BAND

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

<ul style="list-style-type: none"> Cherie Luke says it's a good service to provide within the valley and the LKB community and it could be a good opportunity for LKB to partner with KES 		
Motion:	Moved by: Robin Louie Seconded by: Jason Louie	THAT: Chief and Council support exploring a partnership with KES to build a Daycare Facility Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/>
6.d – FAL (Financial Administrative Law) explanation		
<ul style="list-style-type: none"> LKB is not mandated to have a financial committee to oversee LKB's finances, as that portion of the FAL was never put into effect Heather Suttie will draft a note to send to Rob Louie Jr. explaining how no policy for an advisory committee was ever created 		
Motion:	Moved by: Josie Seconded by: Robin	THAT: Chief and Council approve a letter being written by Heather Suttie to Rob Louie Jr. informing him of the non-operative sections of the LKB FAL Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/>
6.e – Council Member Request		
<ul style="list-style-type: none"> Chad Luke has requested a key fob and office space, Heather Suttie placed this on the agenda to see the wishes of all the Council members Jason Louie says the Council Chambers would be a good a space as it is meant for Chief and Council; also the Council members need to remember if working out of the office that their role is governance not operations Chad Luke has said not only would it be nice to have a space to work out of in the office it could also help to have another male in the office to help with belligerent people or members that try to cause problems within the office, to be present and show councils presence Jason Louie brought up that Heather Suttie should have a chance to bring this idea up to her staff before we move forward with a decision Key fobs can be made up for whichever council member would like one, with limitations regarding the health wing and after hours 		
6.f – SD#8 Strategic Plan		
<ul style="list-style-type: none"> What is SD8's plan to address Yaqaan Nukiy's graduation numbers? Josie Fullarton brings up how our numbers aren't doing any better Robin Louie states SD8 needs to address their policies as they don't allow for land based traditional learning for our Ktunaxa children Gail Higginbottom sent an email to Heather Suttie asking about April's Pro-D Day and asking if there is a possibility of having a nature plant walk and if anyone is available to host that 		



LOWER KOOTENAY BAND

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

- SS8 has introduced a “smudging policy” Council seems to unanimously agree that it is not traditionally a public thing to smudge; the SD8 staff doesn’t know the culturally appropriate ways to handle smudging ceremonies

6.g – Community Member Request

- Samantha Phypers is a member of the Creston Valley Blossom Festival Committee and asks whether the Council is interested in financially contributing to the May long weekend Festival.

Motion:	Moved by: Josie Fullarton Seconded by: Chad Luke	THAT: Chief and Council support sponsoring CVBFC (Creston Valley Blossom Festival Committee) 83 rd May Long Festival for \$2,000.00 Carried X Tabled Defeated
---------	---	---

6.h – Community Meeting Date

- Robin Louie says that a community meeting could be very beneficial and is long overdue
- Robin Louie, in his role as a community member rather than as a Councillor, intends to schedule a community meeting in the near future
- Jason Louie states that he would prefer to remove himself from such a meeting because he keeps answering the same questions and keeps being *verbally* attacked by the same members. Jason Louie will continue his open-door policy for band members who wish to speak with him in his office.
- Communications survey could be an idea to address the communications issues

Motion:	Moved by: Seconded by:	THAT:
---------	---------------------------	-------

IN CAMERA

Motion:	To go in Camera: Moved By:	To go out of Camera: Moved By:
---------	-------------------------------	-----------------------------------

ADJOURNMENT

Next Meeting:	March 3 rd 2023 – 9:00 a.m.
Adjournment:	Jason Louie - 3:03 p.m.