



## OFFICIAL MINUTES

<b>Type of Meeting: Lower Kootenay Council Meeting</b>		<b>Date of Meeting: March 3, 2023</b>	
<b>Participants:</b> Chief: Jason Louie Councilors: Chad Luke, Robin Louie, Josie Fullarton, Cherie Luke Guests: Jamie Budgell, Mandy Klein, Curtis Wullum		<b>Chair:</b> DoO: Heather Suttie	<b>Recorder:</b> <b>Administrative</b> <b>Assistant:</b> Samantha Phypers
<b>Location: Council Chambers</b>			

### APPOINTMENTS

<b>Time: 9:01 a.m.</b> <b>Name: Jamie Budgell, Mandy Klein</b>	<b>Discussion: RCMP/Crown Council</b> <ul style="list-style-type: none"> <li>• Jamie Budgell distributes a letter of expectation to Chief and Council for review and possible amendment</li> <li>• Cherie Luke states that if it's possible RCMP needs to make an effort to help heal the relationship between LKB and RCMP so that our youth can see the police as someone to help rather than to fear</li> <li>• Jamie Budgell states that the letter of expectation is extremely important for Indigenous policing and it's a good guideline for the Creston RCMP to follow as well, the letter of expectation only works if it serves the community needs. The last time it was updated was 2016</li> <li>• If there is community support, Mandy Klein is very interested in assisting with the creation of a Sentencing Circle</li> </ul>
<b>Time: 9:52 a.m.</b> <b>Name: Karlene Emary, Kayla Northcote, Sinead Scanlon</b>	<b>Discussion: Audit Report</b> <ul style="list-style-type: none"> <li>• LKB is now working with the Kelowna rather the Cranbrook BDO office because the Cranbrook office was not completing the work in a timely fashion.</li> <li>• BDO informed Chief and Council that there are no deficiencies within the internal audit</li> <li>• Karlene Emary reviews the 2021-2022 Surplus (deficit) Summary and 2022-2023 Budget</li> <li>• 2022 ended with surplus of \$2,831,316.60 and it is projected that 2023 will end with a \$292,850 surplus.</li> <li>• Council confirmed that a new Allotment Policy needs to be priority in the coming year</li> <li>• Garden is in a considerable deficit and a new direction needs to be considered. Council is committed to maintaining food security for the community and to supporting the changes required to make the garden successful.</li> </ul>



# LOWER KOOTENAY BAND

3425 Hwy 21/Old Community Rd, Creston, BC V0B 1G2 Ph:250-428-4428

Motion:	Moved by: Cherie Luke Seconded by: Robin Louie	THAT: Chief and Council approve the audited financial statements for 2021/22  Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
	Moved by: Robin Louie Seconded by: Cherie Luke	THAT: Chief and Council approve the 2022/23 Budget  Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>

Time:  
Name:

## DEBRIEFING OF APPOINTMENTS

Appointment: Discussion:	None
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Motion:	Moved By: Seconded By:	THAT: Carried ___ Defeated ___ Tabled ___
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Discussion:

## CALL TO ORDER

Time: 12:08 p.m.

## AGENDA

Review of Agenda:	Additions: 6.H – Addition of a new vehicle 6.I – Update on KES meeting 6. J - LKDLP Donations	Deletions:
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Motion:	Moved by: Josie Fullarton Seconded by: Cherie Luke	THAT: Chief and Council approve the amended agenda  Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/>
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## PREVIOUS MINUTES

Review of Minutes:	Discussion: N/A
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Motion:	Moved by: Chad Luke Seconded by: Josie Fullarton	THAT: Chief and Council approve February 17 <sup>th</sup> Meeting Minutes  Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/>
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## BUSINESS ARISING FROM MINUTES



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<b>1.</b>	
<b>Discussion:</b>	
<b>Action:</b>	
<b>2.</b>	
<b>Discussion:</b>	
<b>Action:</b>	
<b>Not on Agenda:</b>	
<b>NEW BUSINESS</b>	
<b>Discussion: 6. A</b>	<p><b>BCR'S (SFE and Mineral Referrals)</b></p> <ul style="list-style-type: none"> <li>• RDCK wants to meet with Chief and Council</li> <li>• Robin Louie states we shouldn't have any more logging in the Duck Creek watershed as we've already lost too much traditional land</li> </ul>
<b>Motion:</b>	<p>Moved by: Josie Fullarton Seconded by: Chad Luke</p> <p><b>THAT: Chief and Council approve the BCR supporting the Strategic Forestry Initiative Agreement</b></p> <p>Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/></p>
<b>Motion:</b>	<p>Moved by: Robin Louie Seconded by: Chad Luke</p> <p><b>THAT: Chief and Council do not support the Thor Myad exploration project near Trout Lake</b></p> <p>Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/></p>
<b>Discussion: 6. I (Moved up the agenda – for discussion)</b>	<p><b>KES Meeting</b></p> <ul style="list-style-type: none"> <li>• KES is proposing to build a daycare on the Town of Creston portion of Kinsman Park and there has been some discussion of possible LKB involvement</li> <li>• KES is looking at a building that is just over 3000 sq ft. After provincial grant funding, there remains a \$800,000-\$2,000,000 shortfall.</li> <li>• LKB has grant opportunities not open to non-profits, as well as access to cash</li> <li>• LKB proposed an arrangement whereby LKB would own the land/building and that KES would be the operating partner. KES representatives stated they want to own the land/building – they'd like the ability to sell the building if they end up in a deficit</li> <li>• In response, Curtis Wullum and Heather Suttie have told KES representatives that LKB is not interested in partnering in a daycare with them. Also LKB does not support a daycare on the Kinsman Park property,</li> </ul>



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	as our own future development on the adjoining lot could include a daycare facility.	
Discussion: 6. B	<b>Amending Agreements for Signatures</b> <ul style="list-style-type: none"> <li>• <b>Chief and Council have signed</b></li> </ul>	
Discussion: 6. C	<b>FNHA Treatment Centre Design Phase Contribution Agreement for Signature</b> <ul style="list-style-type: none"> <li>• The Agreement is being returned to FNHA with two clauses struck from the agreement.</li> <li>• <b>Chief and Council have signed</b></li> </ul>	
Discussion: 6. D	<b>BCR for Specific Claim Distribution</b> <ul style="list-style-type: none"> <li>• Each member is entitled to receive \$2,236.31 of the specific claim amount</li> <li>• Any member owing money to the Band, will have up to 20% discounted from their pcd payment to go towards their debt</li> <li>• Cheques will be distributed to each member over the age of 19, March 15<sup>th</sup>, 2023; any minors will have their funds held in a trust until they reach the age of 19</li> </ul>	
Motion:	<b>Moved by: Chad Luke</b> <b>Seconded by: Robin Louie</b>	<b>THAT: Chief and Council approve the BCR outlining the process for distribution of the 1930 and 1950 Improvements to the Porthill Hwy on IR1 Specific Claim</b>  <b>Carried X Tabled Defeated</b>
Discussion: 6. E	<b>Locations for Residential Development</b> <ul style="list-style-type: none"> <li>• There is grant funding available through ISC for the construction of 5 new housing units. The time frames with this opportunity are tight, with construction having to be complete 18 months after the grant money being approved. This limits the options in terms of building sites as Geotech, surveying, servicing the site, needs to be done within that 18-month window. Few locations within the community are suitable.</li> <li>• Is the ball diamond an option? Would a community referendum need to be held?</li> <li>• Council suggests that the area below Hwy 21 overlooking the market garden be considered. (across from Chris Luke Sr's house)</li> <li>• Heather Suttie/Curtis Wullum will have a survey company (Possibly Griffith) check out the property</li> <li>• Need a budget approval of \$15,000</li> </ul>	
Motion:	<b>Moved by: Josie Fullarton</b> <b>Seconded by: Robin Louie</b>	<b>THAT: Chief and Council approve \$15,000 to go to a site survey for residential development</b>  <b>Carried X Tabled Defeated</b>
Discussion: 6. F	<b>Fortis Retro Fit</b>	



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	<ul style="list-style-type: none"> <li>Fortis has approached Debbie Edge Partington (Housing Coordinator) to renovate 2 homes to make them extremely energy efficient</li> <li>Debbie Edge Partington has already identified the two houses among community that could use these renovations the most</li> <li>The renovations will cause some displacement for the CP owners during these renovations</li> </ul>
	<p>Moved by: Jason Louie Seconded by: Josie Fullarton</p> <p><b>THAT: Chief and Council agree to move forward with approaching the two band members regarding renovations on their homes</b></p> <p><b>Carried X</b>   Tabled   Defeated</p>
Discussion: 6. G	<p>Meeting with Tobacco Plains</p> <ul style="list-style-type: none"> <li>Monday March 13<sup>th</sup> from 9:00-11:00</li> <li>Some questions still need to be put forth to Tobacco Plains before the meeting takes place (minute taker and whether TP intends to bring staff)</li> </ul>
Discussion: 6. H	<p>Addition of new company vehicle</p> <ul style="list-style-type: none"> <li>Facilities and Operations manager (Ken White) has put forth a proposal to trade in the Sonic (company car)</li> <li>Ken White has proposed a 2016 Equinox – roughly \$26,000, with \$8,000 trade-in value leaving a cost of \$18,000</li> </ul>
Motion:	<p>Moved by: Josie Fullarton Seconded by: Robin Louie</p> <p><b>THAT: Chief and Council approve the trade-in of the Sonic plus up to an additional \$20,000, for the purchase of a 2016 Equinox</b></p> <p><b>Carried X</b>   Tabled   Defeated</p>
Discussion: 6. J	<p>LKDLP Donations</p> <ul style="list-style-type: none"> <li>\$5,000 to Chris Luke Jr. Hockey Team - donation</li> <li>\$5,000 to Powwow – donation</li> </ul>
Motion:	<p>Moved by: Josie Fullarton Seconded by: Chad Luke</p> <p><b>THAT: Chief and Council approve LKDLP donating \$5,000 to Chris Luke Jr.'s Hockey Team and \$5,000 to LKB Powwow</b></p> <p><b>Carried X</b>   Tabled   Defeated</p>
<b>IN CAMERA</b>	
Motion:	<p>To go in camera: Robin Louie Moved By: Cherie Luke</p> <p>To go out of camera: Robin Louie Moved By: Jason Louie</p>



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## ADJOURNMENT

Next Meeting:	March 17 <sup>th</sup> 2023
Adjournment:	Jason Louie – 2:03 p.m.