



OFFICIAL MINUTES

Type of Meeting: Lower Kootenay Council Meeting		Date of Meeting: October 21, 2022	
Participants:		Chair:	Recorder:
Chief: Jason Louie		DoO:	Executive Assistant:
Councilors: Josie Fullarton, Cherie Luke		Heather Suttie	Samantha Phypers
Guests:	KNC LRC staff Teck Staff		

Location: LKB Boardroom

APPOINTMENTS

<p>Time: 9:32 Name: Name: KNC LRC Staff</p>	<p>Discussion:</p> <p><u>Proposed Regional Parks</u></p> <ul style="list-style-type: none"> • there are a number of proposed regional parks including Riverside Park (Goat River); Kootenay Ferry Landing; Martell Beach; Crawford Creek and Walker’s Beach. • Field work and interviews with knowledge holders completed last week. • Jamie Vienneau will provide a TUS report and drone footage by December 15, 2022 • Look at co-management of the parks; engagement of the community in monitoring and evaluation process; Ktunaxa signage • the reserve has become a prison that no one leaves ... members need to go out into the whole of the territory <p><u>Columbia River Treaty Leadership Steering Committee</u></p> <ul style="list-style-type: none"> • Council provided with the term of reference for this committee • it has been a challenge to get this committee established • looking to have the terms of reference ratified and for two appointments to the committee • negotiations are going very quickly right now • at the LRC meeting next week, decisions will be made about moving the committee forward <p><u>Economic Impact Assessment</u></p> <ul style="list-style-type: none"> • KNC LRC wishes a more sophisticated analysis of the economic impact of coal mining that creates the ability to differentiate between the type of economic impact (benefit/cost) and add timeframes that better reflect
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LOWER KOOTENAY BAND

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	<p>several generations and eras post-mining, rather than just life spans of corporations</p> <ul style="list-style-type: none"> • There are no rules around economic assessment and LRC wants to be able to fight Teck numbers with numbers. • Seeking approval to start a specific chaptered Economic Assessment <u>Land Stewardship Plan</u> <ul style="list-style-type: none"> • <u>Stewardship Plan Foundation</u>- taking care of the land, taking into account what pressures lie on our lands currently. • <u>Stewardship Plan Process</u> can be tailored to the needs of the separate communities • <u>Dustinaya Duteau</u> plans to hold a leadership workshop to get more involvement of community members 	
<p>Motion:</p>	<p>Moved By: Jason Louie</p> <p>Seconded By: Josie Fullarton</p>	<p>THAT: Chief and Council approve in principle that the economic assessment of coal mining be sent out for RFP to qualified individuals/firms.</p> <p>Carried <u> X </u> Defeated <u> </u> Tabled <u> </u></p>
<p>Time: 10:45 am</p> <p>Name: Teck Staff</p>	<p>Discussion:</p> <ul style="list-style-type: none"> • <u>Jeff Hanman, Senior Vice President, Sustainability and External Affairs</u> • Over the years there has been a deterioration of the relationship between KNC and Teck. The hope is to spend some time talking about how we can deepen and strengthen the relationship. • <u>Chief Jason Louie</u> • Yaqan Nukiy can not speak for other Ktunaxa communities • This meeting is about creating a dialogue not about Teck checking any boxes in terms of consultation etc. • Healing the land equals healing the relationship • It is possible to maintain the IMBA at the Nation level but have a separate agreement with Yaqan Nukiy that meets the specific needs of the community. • Discussion of a guaranteed annual amount of funding for Yaqan Nukiy. There could be parameters around the use of the money such as housing upgrades, community health/ fitness etc. • Yaqan Nukiy / Dent is in the position to benefit from contract work from Teck • Teck acknowledges that it overpromised in respect to the selenium issue. There is confidence that they are now on the right track to solve the 	



	<p>problem. This failure has been central to the loss of trust between the Ktunaxa and Teck.</p> <ul style="list-style-type: none"> • At the next meeting the focus should be on 3 or 4 priorities. • To move ahead with support for the fitness center there will need to be a more formal proposal with preliminary drawings and budget.
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DEBRIEFING OF APPOINTMENTS

<p>Appointments</p> <p>Discussion:</p>	<ul style="list-style-type: none"> • There needs to be an ongoing dialogue with Teck accompanied by real action. • It is appreciated that Teck is prepared to admit past mistakes and hopefully prepared to work towards reconciling those mistakes.
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CALL TO ORDER

Time: 12.45 am

AGENDA

<p>Review of Agenda:</p>	<p>Additions: request for in camera</p>	<p>Deletions:</p> <p>N/A</p>
<p>Motion:</p>	<p>Moved By: Jason Louie</p> <p>Seconded By: Josie Fullarton</p>	<p>THAT: Chief and Council approve the amended agenda</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>

PREVIOUS MINUTES

<p>Review of Minutes:</p>	<p>Discussion:</p> <ul style="list-style-type: none"> • Under "Guests" correction of Shane Stewart's name • Under section 8 (e) removal of "t" from the first line • Under section 8 (e) change from "YN staff" to "YN member" 	
<p>Motion:</p>	<p>Moved By: Cherie Luke</p> <p>Seconded By: Jason Louie</p>	<p>THAT: Chief and Council approve the amended minutes of the October 7, 2022 Chief and Council meeting.</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>



NEW BUSINESS

8a. Approval of Telephone Voting

Discussion:	<ul style="list-style-type: none">• The current Custom Election Bylaw (2012) does not provide for telephone voting and off reserve members must use a complicated mail in process• In order to facilitate and encourage participation in the November 24, 2022, it is agreed that telephone voting be approved.• In the last election and subsequent referendums, telephone voting has been used with success.• Membership has had the opportunity to contact the Electoral Officer to express their support or concerns about the process. Three members were in favour and one was opposed.
Motion:	<p>Moved By: Josie Fullarton Seconded By: Cherie Luke</p> <p>THAT: Chief and Council of the Lower Kootenay Band approve the BCR approving the use of telephone voting in the November 24, 2022 election</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>

8b. Cannabis Retail sales and Commercial Growing

Discussion:	<ul style="list-style-type: none">• Council has been approached by community members in respect to support for the retail/commercial sale of cannabis and a commercial grow operation on reserve.• Carrie Luke has requested a second meeting with Council concerning her unlicensed retail cannabis sales outlet. It is agree to have her placed on the list of appointments for the next Chief and Council meeting.• Ellie George has written a letter to Council asking what she needs to do in order to gain the support of Council for a retail outlet or a commercial grow operation.
Action:	<ul style="list-style-type: none">• Carrie Luke will be contacted to schedule an appointment with Council• Heather Suttie will draft a letter to Ellie George outlining the issues around licensing; the location of the operation; security; inspection of



	product etc.. The letter should also include contact information for supports for business planning etc. Council will review and sign letter.	
8c. School District #8		
Discussion:	<ul style="list-style-type: none"> • There is no hurry to respond to the SD#8 letter of September 22, 2022 • Expression of concern of the public statement made by the School District denying their meddling in indigenous territorial claims. Clearly an untrue statement • Discussion of whether Yaqaan Nukiy should return to the SD#8 Aboriginal Education Committee • Discussion of creating a learning opportunity for the School Trustees and senior school district staff • Suggestion that LKB join SD#5, as they are culturally aware and sensitive to the realities of the Ktunaxa territory. 	
8d. Approval of Staff Bonuses		
Discussion:	<ul style="list-style-type: none"> • Council reviewed a list of staff and a proposed \$300 Christmas bonus for full time staff that have worked the full year. • All Council members are to receive the bonus • Council approved the payment of casual and part time staff the full \$300 bonus. • For staff that have only worked a portion of the year, they are to receive \$150. 	
Motion:	<p>Moved By: Jason Louie</p> <p>Seconded By: Josie Fullarton</p>	<p>THAT: Chief and Council of the Lower Kootenay Band approve the Staff Bonuses for 2022</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
Motion:	<p>To Go In Camera: 2:04pm</p> <p>Moved By: Jason Louie</p> <p>Seconded By: Cherie Luke</p>	<p>To Go Out Of Camera: 2:12pm</p> <p>Moved By: Jason Louie</p> <p>Seconded By: Cherie Luke</p>
ADJOURNMENT		
Next Meeting:	Nov 4, 2022	
Adjournment:	2:12 pm Moved by: Cherie Luke	