



LOWER KOOTENAY BAND

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

OFFICIAL MINUTES

Type of Meeting: Lower Kootenay Council Meeting		Date of Meeting: October 8, 2021	
Participants: Chief: Jason Louie Councillors: Josie Fullarton, Robert Louie Sr., Cherie Luke, Sandra Luke Guests: Curtis Wullum, Director of Development Services		Chair: DoO: Heather Suttie	Recorder: Administrative Assistant: Chantelle Morin

Location: Zoom

APPOINTMENTS

Time: 9:40am Name: Curtis Wullum, Director of Development Services	Discussion: Goat River Watershed <ul style="list-style-type: none"> Background discussed – multiple mining exploration applications for the Kidd Creek and Goat River areas, the Moby Dick property is the recent application sent to Ktunaxa Lands and Resources Council Risks and opportunities discussed A motion is needed that LKB supports a moratorium on new developments and resource exploration within the Goat River Landscape Unit until deeper engagement with citizens and BC and additional monitoring can occur 	
Motion:	Moved By: Jason Louie Seconded By: Robert Louie Sr.	THAT: Chief and Council support a moratorium on new developments and resource exploration within the Goat River Landscape Unit until deeper engagement with citizens and BC and additional monitoring can occur Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
	Discussion: Update on yn Dent LLP <ul style="list-style-type: none"> ynDent LLP has their first contract with BC Hydro for work within the territory, they will be conducting civil and mechanical work to modify the Weir Pool at the Tailrace Outlet to Prevent Annual Stranding at or near Spillimacheen Generation Station Bids for projects within the territory are discussed ydDent is working on becoming certified to work on projects with Fortis BC within the Territory and to secure contracts with Teck within the Elk Valley They have the capacity to provide a number of construction services 	



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	<ul style="list-style-type: none"> • Discussion about KEL and how to manage competing interests 	
	<p>Discussion: Andrew Phypers/Numa Holdings</p> <ul style="list-style-type: none"> • In September 2020, Council approved the lease of property in the sort yard to Andrew Phypers for a sawmill operation subject to him obtaining WCB and third-party liability insurance. His sawmill and generator are on location but there has been no confirmation of the WCB and third-party liability insurance. • Recently, Andrew Phypers has formed a company called Numa Holdings Ltd. (NHL) and is requesting to expand the scope of his lease to build a facility to manufacture hempcrete. • Andrew Phypers has been running the sawmill to mill logs to build his mother, Ellie George's cabin. 	
Motion: 1	<p>Moved By: Josie Fullarton Seconded By: Cherie Luke</p>	<p>THAT: Chief and Council support Andrew Phypers utilizing his Sawmill in the Sort Yard on Creston IR 1 for domestic purposes only</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
Motion: 2	<p>Moved By: Sandra Luke Seconded By: Jason Louie</p>	<p>THAT: Chief and Council support a pause in considering the Numa Holdings proposal to allow LKB Admin to develop a detailed site plan for the Sort Yard</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
DEBRIEFING OF APPOINTMENTS		
Appointment: Discussion:	No debrief	
CALL TO ORDER		
Time: 10:58am		
AGENDA		
Review of Agenda:	<p>Additions: 8e. COVID Update</p>	<p>Deletions: n/a</p>
Motion:	<p>Moved By: Sandra Luke Seconded By: Josie Fullarton</p>	<p>THAT: Chief and Council approve of the amended agenda</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
PREVIOUS MINUTES		



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Review of Minutes:	Discussion: n/a	
Motion:	Moved By: Sandra Luke Seconded By: Jason Louie	THAT: Chief and Council approve of the previous minutes Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
BUSINESS ARISING FROM MINUTES		
8a. BCR Membership		
Discussion:	<ul style="list-style-type: none"> The BCR needed for the transfer of membership for Denice Louie is currently in the process of being drafted by Director of Operations, Heather Suttie, and will be produced to Council at a later date 	
8b. BCR KKCFS Board		
Discussion:	<ul style="list-style-type: none"> Anne Jimmie is retiring from her position as the representative for LKB on the Ktunaxa Kinbasket Child and Family Services Board but will remain as an alternate representative Jason Louie will replace Anne Jimmie and be appointed as the LKB representative to the KKCFS Board 	
Motion:	Moved By: Robert Louie Sr. Seconded By: Josie Fullarton	THAT: Chief and Council, for and on behalf of the Lower Kootenay Band, hereby appoint Jason Louie as the Lower Kootenay Band representative to the KKCFS Board Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>
8c. IRSA Distribution		
Discussion:	<ul style="list-style-type: none"> A review of the terms and conditions in the 2016 Internal Revenue Sharing Agreement (the "IRSA") between KNC and the communities are provided to Council for their review. Scenarios for changes to the agreement are shared and discussed There is consensus that the Legacy Fund monies should be distributed to the four communities. There is also consensus that the funds already in the Legacy Fund should be distributed to the communities Council considered reducing in the percentage of the IRSA allocated to KNC but felt that they did not have enough information about the budget requirements of KNC to make the decision. 	
8d. T & R Walk		
Discussion:	<ul style="list-style-type: none"> As an act of Truth and Reconciliation, LKB community members Tina Jimmy and Cheryl Louie walked from the LKB community into the town of Creston on Sept 30th Ideas are shared on how to recognize Tina Jimmy and Cheryl Louie 	



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8e. COVID Update

Discussion:

- New supports available from FNHA for those under quarantine – community support guide has been posted and distributed to community members
- There has been a positive COVID case at the Yaqan Nukiy School
- Heather Suttie has spoken with the principal of the school, Jenessa Loewen, and the school staff will be tested over the weekend and on Tuesday after the long weekend.
- The length of the closure of the school is dependent about the review of these test results.
- Rapid COVID test are available for purchase from Young Spirit in Alberta - \$125.00 per pack, each pack contains 5 rapid tests
- Council is in support of purchasing the rapid tests

IN CAMERA

Motion:

**To Go In Camera:
Moved By:**

**To Go Out Of Camera:
Moved By:**

ADJOURNMENT

Next Meeting:

October 22, 2021

Adjournment:

12:40pm – Robert Louie Sr.