



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: Sept 27, 2019	
Participants: Chief: Jason Louie (left the meeting after 8(a)) Councillors: Jared Basil, Josie Fullerton, Robert Louie Sr. Absent: Councillor Sandra Luke Guests: Jackie Brown KKCFSS, Conservation Officer James Barber, RCMP Staff Sergeant Ryan Currie, Zina Kwan Finance, Curtis Wullum, Director of Development Services		Chair: DoO – Heather Suttie	Recorder: Chantelle Morin - Administrative Assistant/Reception

Location: LKB Boardroom

APPOINTMENTS

Time: 9:00am Name: Jackie Brown, Ktunaxa Kinbasket Child & Family Services Society (KKCFSS)	Discussion: <ul style="list-style-type: none"> • New Information Sharing Agreement & changes to Bill C26 • Benefits discussed regarding the changes made, information provided to communities on a quarterly basis (March, July, September & December • April 1, 2019 amendments were made to the CFCSA, June 21, 2019 legislation passed for the monthly report • Agreement sent by the ministry was not received by KKCFSS until the end of June • Section 91 & 92.1 of the CFSA – agreement between band rep & ministry • Purpose – to assist with indigenous children in care • Jan 1, 2020 to be the effective date • Band contact needed – Heather Suttie recommended • Aqam requested changes to be made to agreement - 4.2 would like to remove the first sentence on the agreement & add the Chief's signature
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<p>Time: 9:25am Name: James Barber, Conservation Officer</p>	<p>Discussion:</p> <ul style="list-style-type: none"> • Grizzly population growth in the valley & public safety issue • Invasion problems due to fruit (apples) trees not being picked or tended to • Proposed solutions include installing electric fences for properties with fruit (apple) trees, cutting trees down & locking community garbage cans, which will also stop illegal dumping • Band could make use of wood from cutting down the trees • Assessment to be done on costs, funding & ideas • An inventory of fruit trees in the community needs to be done • Discussion regarding amending the lease for the cherry orchard (Ken Shukin) – to require getting an electric fence installed • Resource for electrifying deterrence is Jillian Saunders (best option) - contact info given to Heather Suttie
<p>Time: 10:00 am Name: Ryan Currie, Staff Sergeant RCMP</p>	<p>Discussion:</p> <ul style="list-style-type: none"> • Letter of Expectations between the Band and the RCMP • Involve Indigenous Police Services in the discussion (Monty Webb–liaison) • Discussion of drafting a letter from chief & council to request police service, presence of police on reserve needed to deter criminal issues • Drafting of the letter can be done collaboratively with LKB & RCMP • What information does Council need/want on report? Monthly reports proposed to be changed to quarterly, every 3 months • Chief & council in favor of quarterly community reporting • Council propose holding a community information session on fraud for members that will be receiving compensation payments • Council propose having an informal event with the RCMP to build & strengthen the relationship and having presence in the community • Discussion about enforcing acts regarding road signs & bylaws, private roads on reserve exempt • Speeding issue occurring on Hwy 21 & Riverview Road, talk of enforcing speeding tickets.
<p>Action:</p>	<p>Formalize a letter of expectations</p>
<p>DEBRIEFING OF APPOINTMENTS</p>	
<p>Appointment: Discussion:</p>	<p>No debrief</p>



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CALL TO ORDER

Time: 10:35am

AGENDA

Review of Agenda:	Additions: <ol style="list-style-type: none"> 1. 6(B) Treaty Letter 2. 8(b) Purchase of Mulcher 3. 8(f) Elder's Presentation etc. 	Deletions: Health Building Discussion moved to Closed
Motion:	Moved By: Josie Fullerton Seconded By: Jared Basil	THAT: The Amended Agenda of September 27, 2019 be accepted. Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>

PREVIOUS MINUTES

Review of Minutes:	Discussion: amend to reflect that Sandra Luke was absent	
Motion:	Moved By: Josie Fullerton Seconded By: Jason Louie	THAT: The amended minutes of September 13, 2019 be approved. Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>

BUSINESS ARISING FROM MINUTES

6a) Set date for community meeting

Discussion:	<ul style="list-style-type: none"> • Meeting originally set for Oct 1st to be delayed to Oct 8th • Topic: Treaty Discussion • Have a private meeting with the elders of the community • Have an agenda sent to the elders
Action:	Director of Operations to arrange community dinner and meet with Mary Basil

6b) Discussion of Letter from Andrew Phypers and Robert Louie Sr. to KNC, BC Treaty Commission et al

Discussion:	<ul style="list-style-type: none"> • Robert Louie Sr. explains that the letter was family and matriarch driven and reflects the wishes of the community to withdraw support for KNC negotiating treaty on behalf of LKB • Community meeting will be to clarify and inform members as well to as get their feedback • Concerns voiced about of the use of the title "hereditary chief" and how it may cloud the issue of staying or remaining in treaty. Council has received negative feedback concerning the use of this title.
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	<ul style="list-style-type: none"> • Council wants a ‘heads up’ for anything letters etc. going out in the future • Heather Suttie asks for permission to draft a letter to KNC and the Treaty Commission clarifying the position of Council
Action:	Letter to be drafted following the community meeting being held on Oct 8th
NEW BUSINESS	
8a) Purchase of Lot 12	
Discussion: Presenter: Curtis Wullum	<ul style="list-style-type: none"> • Discussion of purchasing Mary Ignatius & Emilia Ignatius’s property – Lot 12 • Asking price is \$20,000
Motion: Sept 27, 2019	Moved by: Jason Louie THAT: Mary Ignatius and Emilia Ignatius be offered the sum of \$20,000 to transfer their interest to the Band in Lot 12 Seconded by: Jared Basil <p style="text-align: right;">Carried <u> X </u> Defeated <u> </u> Tabled <u> </u></p>
8b) Purchase of Mulcher	
Discussion: Presenter: Curtis Wullum	<ul style="list-style-type: none"> • Mulcher purchase quote & benefits discussed
Motion: Sept 27, 2019	Moved by: Josie Fullerton THAT: Chief and Council authorize up to \$45,000 of LKDLP funds to purchase a mulcher for the JD 130G Excavator Seconded by: Robert Louie Sr. <p style="text-align: right;">Carried <u> X </u> Defeated <u> </u> Tabled <u> </u></p>
8c) RDCK Agreement	
Discussion: Presenter: Curtis Wullum	<ul style="list-style-type: none"> • The RDCK is eager to move forward with the landfill agreement. • There have been concerns raised about the impact of withdrawal from treaty on the ITA lands including Burden’s Cut. • LKB has received assurances that the RDCK, the Province and KNC that they work to ensure the transfer of lands to the benefit of LKB • A portion of the money received is considered “Indian monies”
Motion: Sept 27, 2019	Moved by: Robert Louie THAT: Chief and Council support the decision of the ratification vote held on September 24, 2015 and approves a Sale Date of September 27, 2019 for the Purchase and Sale Agreement for Lot 68, Creston IR 1 to the RDCK. Seconded by: Josie Fullerton



	Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>	
8d) Ainsworth Renovation Loan		
<p>Discussion:</p> <p>Presenter: Zina Kwan</p>	<ul style="list-style-type: none"> • Council previously approved renovations loan for Ainsworth on May 2019. The loan was to be repaid at current interest rates but terms were to be determined • LKB has already transferred \$624,611 as of Sept 2019, additional \$350,000 is expected to be transferred in Fall 2019 & remainder transferred in 2020 – waste water plant renos delayed • Proposed - As of October 2019, monthly interest payments due on loan balance at prime + 2% until renos completed. When renos fully completed, loan to be repaid in full • Loan rate on monthly basis @ prime + 1% over 20-year term 	
<p>Motion: Sept 27, 2019</p>	<p>Moved by: Jared Basil Seconded by: Josie Fullerton</p>	<p>THAT: The interest on outstanding balance of loan to Ainsworth Hot Springs is due monthly at prime + 2% beginning Oct 2019 until renos completed. After which the loan is repayable at prime +1% over a 20-year term.</p> <p style="text-align: right;">Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
8e) Mastercard for Director of Finance		
<p>Discussion:</p> <p>Presenter: Zina Kwan</p>	<ul style="list-style-type: none"> • Proposed for Zina Kwan to get a card with \$5,000 limit • Complications of exceeded limits & card being not easily accessible due to use by multiple staff members • Discussion that the \$5000 credit limit on the cards is not enough and that not only should Zina Kwan get a card but that Heather Suttie's card limit should be increased to \$10,000. As a result, Heather Suttie's overall spending limit should also be increased to \$10,000. 	
<p>Motion: Sept 27, 2019</p>	<p>Moved by: Jared Basil Seconded by: Robert Louie Sr.</p>	<p>THAT: Chief and Council authorize a credit card to be issued to the Director of Finance, Zina Kwan with a credit limit of \$5000</p> <p style="text-align: right;">Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
<p>Motion: Sept 27, 2019</p>	<p>Moved by: Jared Basil Seconded by: Robert Louie Sr.</p>	<p>THAT: Chief and Council authorize an increase in the credit limit on the credit card of the Director of Operations, Heather</p>



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	<p>Suttie from \$5000 to \$10,000 and an overall increase in her spending limit to \$10,000.</p> <p>Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/></p>
<p>8f) Elder Presentation & Tours</p>	
<p>Discussion:</p> <p>Presenter: Robert Louie Sr.</p>	<ul style="list-style-type: none"> • Robert Louie Sr. to provide tours of the land for the purpose of educating the community of the areas, have them video recorded into a series • Josie Fullarton speaks about the pictograms in West Creston and how we need take steps to acquire the land • Talk of digitizing the series for future generation • Add astronomy to the series
<p>ADJOURNMENT</p>	
<p>Next Meeting:</p>	<p>Oct 8th @ 5pm – Community Meeting to discuss Treaty Oct 11th @ 9:30am – Chief & Council Meeting</p>
<p>Adjournment:</p>	<p>12:35pm -</p>