



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:	
Participants: Chief: Jason Louie Councilors: Robin Louie, Josie Fullarton, Cherie Luke Absent: Councilor Chad Luke Appointment Guests: Codie Morigeau, Crystal Phillips, Erin Robertson, Jared Basil, Sheryl Basil, Patty Jacobs Via Zoom: Isaac Dekker, Charis Kamphuis Viewing: Arlene Basil, Michelle Basil		Chair: Curtis Wullum, LKB Director of Development Services for Heather Suttie, CAO	Recorder: Administrative Assistant: Samantha Phypers

Location: Council Chambers & Zoom

APPOINTMENTS

Time: 9:01 a.m. Name: Codie Morigeau, Crystal Phillips, Erin Robertson	Discussion: YN expectations from KNC Staff <ul style="list-style-type: none"> ● Discussion regarding how KNC and LKB are working together in government decisions. ● Council mentions Sinixt are trying to overtake Ktunaxa culture; we are currently losing this battle. Sinixt are receiving support from various agencies including SD8 and the City of Nelson. ● LKB and KNC agree this is a Nation, not just a community issue and we need to strategize together to create a multi-pronged solution for more visibility and more presence throughout the territory.
Time: 9:50 a.m. Name: Isaac Dekker & Charis Kamphuis	Discussion: West Arm Kokanee Fishery & IJKLC Participation <ul style="list-style-type: none"> ● Isaac Dekker states that the current water levels due to the BC Hydro and Fortis dams is having a very detrimental effect on the fish and their laying of eggs. The fish are being de-watered and the eggs and fry are being left on the rocks to die. Fortis and BC Hydro could have been doing something about this but haven't been. ● This is a very important fishery to the Ktunaxa people. This could also gain a lot of media attention. ● The UVic Environmental Law Centre is providing legal support to the BC Wildlife Federation to bring this matter to the attention of the provincial government in hopes of rectifying the situation. BCWA wishes to invite yaqan nukiy to be added as a co – complainant to the process.



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<p>Motion:</p>	<p>Moved by: Jason Louie Seconded by: Josie Fullarton</p> <p>Amended Motion – 10:49 a.m.</p>	<p>THAT: The Chief and Council acknowledge the report by the UVic Environmental Law Centre on behalf of BCWF and would like to be added as a co-client to the UVic Environmental Law Centre and support the Letter regarding ALLEGED FISHERIES ACT OFFENCES AT KOOTENAY LAKE WEST ARM, BC to be sent to “The Honorable Joyce Murray Minister of Fisheries, Oceans and the Canadian Coast Guard”</p> <p>Carried X Defeated Tabled</p>
<p>Motion:</p>	<p>Moved by: Josie Fullarton Seconded by: Jason Louie</p>	<p>THAT: The Chief and Council support the letter regarding the invitation of Yaqan Nukiy to engage the International Kootenay Lake Board of Control (IKLBC) and appoint Isaac Dekker and Curtis Wullum, Director of Development Services as its representatives.</p> <p>Carried X Defeated Tabled</p>
<p>Time: 10:49 a.m. Name: Curtis Wullum</p>	<p>Discussion: Town of Creston Fire Agreement</p> <ul style="list-style-type: none"> • The Town of Creston Fire Department has taken over from the RDCK, Fire Protection Services for the entire Creston Valley including LKB Reserve Lands. • A BCR is required supporting the LKB-TOC Fire Protection Agreement. 	
<p>Motion:</p>	<p>Moved by: Robin Louie Seconded by: Jason Louie</p>	<p>THAT: Chief and Council approve the Town of Creston Fire Agreement BCR</p> <p>Carried X Defeated Tabled</p>
<p>Time: 11:00 a.m. Name: Curtis Wullum</p>	<p>Discussion: BCR for TC PAR</p> <ul style="list-style-type: none"> • LKB is developing a PAR (Project Application Request) for submission to ISC for up to \$3 million funding of the civil works at the 7 Nations Treatment Centre and requires a BCR for the submission. 	
<p>Motion:</p>	<p>Moved by: Josie Fullarton Seconded by: Robin Louie</p>	<p>THAT: Chief and Council approve the TC PAR BCR applying for funding for the</p>



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		Treatment Centre capital infrastructure. Carried X Defeated Tabled
DEBRIEFING OF APPOINTMENTS		
Appointment: KNC Discussion:	<ul style="list-style-type: none">Open dialogue between KNC and the communities is essential.LKB should consider a formal referendum regarding treaty within the community.	
CALL TO ORDER		
Time: 9:00 a.m.		
AGENDA		
Review of Agenda:	Additions: 9. d – Video Proposal 9. e – Lands Vehicles 9. f – Bluebird Point 9. g – Letter to the Minister of Mines 9. h – Annual Tax	Deletions:
Motion:	Moved by: Robin Louie Seconded by: Josie Fullarton	THAT: Chief and Council approve the amended agenda Carried X Defeated Tabled
PREVIOUS MINUTES		
Review of Minutes:	Discussion: None	
Motion:	Moved by: Robin Louie Seconded by: Jason Louie	THAT: Chief and Council approve the June 2 nd C&C Meeting Minutes Carried X Defeated Tabled
NEW BUSINESS		
1. 9. A – Issues at the Point		
Discussion:	<ul style="list-style-type: none">Discussion amongst Council regarding the Point. Currently there is no registered CP, only claims of one. An Allotment and Allocation Policy needs to be developed. LKB should consider engaging legal assistance to begin this process.	



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2. 9. B – Review of Letter from SD8

Discussion:	<ul style="list-style-type: none"> ● Council is disappointed with Letter received from SD #8 following the meeting they facilitated with the SD 8 Trustees. ● Council will meet again with SD8 and make sure Gail Higginbottom is in attendance, so that Council can address these issues
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3. 9. C – Argenta Property

Discussion:	<ul style="list-style-type: none"> ● A 152-acre property with a cabin is for sale in Argenta BC at the north end of Kootenay Lake. This would be a great property to acquire as it could become a place for community members to learn and reconnect with culture. The property is currently listed for 1.49 million. ● Council feels the property will assist with maintaining Yaqaan Nukiy presence at the north end of Kootenay Lake. ● Lower Kootenay Development Corporation can arrange to make an offer on the property with approval of budget through a BCR. ● A trip to the property for community members to view will be arranged.
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Motion:	Moved by: Josie Fullarton Seconded by: Jason Louie	THAT: Chief and Council approve the BCR that allows LKDC to contact a lawyer to write up a contract regarding the sale of the Argenta property. Chief and Council give LKDC authority to offer up to 1.4million including expenses for the purchase of the property. Carried X Defeated Tabled
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4. 9. D – YN Video Proposal

Discussion:	<ul style="list-style-type: none"> ● Robin Louie is proposing to be involved in the creation of a 3–5-minute video along with Film our Path Media. ● Michelle Basil asks whether promotion of the video is included in the \$10,000 budget. If not, we will have to look for additional money.
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Motion:	Moved by: Jason Louie Seconded by: Robin Louie	THAT: LKB Chief and Council support LKB Staff to accept and review the
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		<p>proposal with Film Our Path Media for up to \$20,000</p> <p>Carried X Defeated Tabled</p>
<p>5. 9. E – Lands Vehicle</p>		
<p>Discussion:</p>	<ul style="list-style-type: none"> ● LKB Lands informs Council that they are currently looking at purchasing a 2019 Ford Pickup. The amount has been previously approved in the budget. 	
<p>Action:</p>		
<p>6. 9. F – Bluebird Point</p>		
<p>Discussion:</p>	<ul style="list-style-type: none"> ● Discussion regarding Luanne Armstrong being seen on the Bluebird Point Property. ● Luanne Armstrong has been told not to trespass on the property and all LKB members should ask unwelcome people to leave the property. 	
<p>Action:</p>		
<p>7. 9. G – Letter to the Minister of Mines</p>		
<p>Discussion:</p>	<ul style="list-style-type: none"> ● LKB and KNC sent letters to BC Govt regarding a mineral exploration project just north of Kaslo stating opposition to mineral exploration until such time as the Ktunaxa citizens can be consulted concerning whether they agree or oppose mineral exploration on the territory. LKB will send a new letter to BC underscoring our position. 	
<p>Motion:</p>	<p>Moved by: Robin Louie Seconded by: Jason Louie</p>	<p>THAT: Chief and Council agrees that Curtis Wullum send a second letter to the Minister of Mines regarding the mineral exploration project north of Kaslo</p> <p>Carried X Defeated Tabled</p>
<p>8. 9. H – Annual Tax</p>		
<p>Discussion:</p>	<ul style="list-style-type: none"> ● The annual property tax law and expenditures was circulated amongst Council for signature 	



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IN CAMERA

Motion:	To Go In Camera: 10:32 a.m. Moved By: Josie Fullarton	To Go Out Of Camera: 10:33 a.m. Moved By: Josie Fullarton

ADJOURNMENT

Next Meeting:	September 1st 2023
Adjournment:	Jason Louie – 1:50 p.m.