



LOWER KOOTENAY BAND

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

OFFICIAL MINUTES

Type of Meeting: Lower Kootenay Council Meeting		Date of Meeting: January 5, 2024	
Participants: Chief: Jason Louie Councillors: Cherie Luke, Robin Louie, Josie Fullarton Absent : Chad Luke Guests: Curtis Wullum		Chair: CAO: Heather Suttie	Recorder: Administrative Assistant: Samantha Phypers
Location: LKB Council Room			

CALL TO ORDER

Time: 8:56

AGENDA

Review of Agenda:	Additions: 6e. – Update on Council Retreat 6f. – Letter of Support - DFO	Deletions: N/A
Motion:	Moved By: Cherie Luke Seconded By: Robin Louie	THAT: Chief and Council approve the amended agenda for the January 5, 2024 Chief and Council Meeting. Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>

PREVIOUS MINUTES

Review of Minutes:	Discussion:	
Motion:	Moved By: Robin Louie Seconded By: Cherie Luke	THAT: Chief and Council approve the December 1, 2024 C&C Meeting Minutes. Carried <input checked="" type="checkbox"/> Defeated <input type="checkbox"/> Tabled <input type="checkbox"/>

APPOINTMENTS

Time: 8:59 a.m. Name: Curtis Wullum	Discussion: BC Strategic Forestry Initiative Program (“SFI” Program) <ul style="list-style-type: none"> • BC Government, through the SFI Program provides funding to Indigenous Communities to support the community’s participation in the forest sector. • The funding arising from the SFI Agreements will be utilized by the LKB Lands Sector to cover the costs associated with wages, equipment and other expenses related to the work.
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	<ul style="list-style-type: none"> • Agreement #1 (#SFE24B2B003)– for yaqan nukiy to continue to explore opportunities within the forest sector in the Territory. This can include analysis of potential operating areas as well as developing Business to Business relationships with Licensees. Total funding is \$70,000 for 2024. • Agreement #2 (SFE24SLM007) – for yaqan nukiy to continue to conduct hydrological and environment analysis on watersheds throughout the Territory. The funding will support continuing work on the Goat River and Little Moyie watersheds as well as commencing work on Summit Creek and Duck Creek. Total funding is \$100,000 for 2024. 	
Motion:	Moved by: Robin Louie Seconded by: Cherie Luke	THAT: Chief and Council support entering into SFI Funding Agreements #SFE24B2B003 and(SFE24SLM007. <u>Carried X</u> Tabled Defeated
Time: 9:05 a.m. Name: Curtis Wullum .	Discussion: Draft agreement with Teck <ul style="list-style-type: none"> • There have been discussions with Teck staff regarding a Relationship Agreement which could provide funds and other resources to LKB for projects such fitness center. • Upon entering into an interim relationship agreement, Teck has offered one-time funding of \$1.5 million for the fitness center and \$500,000 for the Environmental Cultural Stewardship Projects. The Environmental Cultural Stewardship Projects have not been confirmed but could include Wetland Restoration, Noxious Weed Control, Native Plant Nursery Feasibility and Business Plan, Land Improvements etc. • Questions are raised about the Relationship Agreement limiting YN’s ability to voice its concerns about continuing environmental issues including the Fording River Extension and the selenium in the Kootenay River. • Council is assured that any agreement entered into with Teck would not limit YN expressing and acting upon environment concerns. 	
Motion:	Moved by: Robin Louie Seconded by: Jason Louie	THAT: Chief and Council direct LKB staff to continue discussions with Teck regarding the development of an Interim and Final Relationship Agreement. <u>Carried X</u> Tabled Defeated



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<p>Time: 9:30 a.m. Name: Curtis Wullum</p>	<p>Discussion: Rykerts Property</p> <ul style="list-style-type: none"> • A final sales price of \$1.325M has been negotiated for the property. YN has provided a deposit of \$25,000. In the event that YN chooses to back out of the contract of sale, it may lose the deposit amount • Seller has until June 30th to move any and all personal items off the property. • The building permits for the log structure on the property have lapsed and the application process for new building permits may be challenging if not impossible.
<p>Time: 9:45 a.m. Name: Curtis Wullum</p>	<p>Discussion: Kinsmen Park</p> <ul style="list-style-type: none"> • Adding Kinsmen Park to reserve could be a 3 to 10-year process. • If there is a desire to have it made reserve lands, no construction can begin until after that process is complete. • YN lawyer has recommended not to add the property to reserve as it effectively adds another layer of bureaucracy. Any development of the land would require ISC approvals and designation votes. • The only advantage would be to assist those residents with status to qualify for a tax exemption
<p>Time: 10:00 a.m. Name: Curtis Wullum</p>	<p>Discussion: Goat River Restoration</p> <ul style="list-style-type: none"> • The Old Goat Channel restoration was completed in November, 2023 and the water is flowing. The flow will need to be monitored for the next 5 years. • It was a very significant moment to watch the water come back and have YN walk the water home. There should be some kind of celebration and recognition of the importance of the return of the water to the Channel.

DEBRIEFING OF APPOINTMENTS

<p>Appointment Discussion:</p>	<p>Nil</p>
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NEW BUSINESS

<p>6a – Woman Rising Statue – Market Park</p>	
<p>Discussion:</p>	<ul style="list-style-type: none"> • The Town of Creston has approached YN to confirm that the Rising Woman statue is a suitable addition to Market Park and Council confirms that it is appropriate. • Council suggestions for Market Park: <ul style="list-style-type: none"> - Flags flown for special occasions such as T&R Day; Orange Shirt Day etc. - Banners of Indigenous Veterans could be flown on Canyon St. - Pictures of any members should include their names - More visibility of the YN flag



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	<ul style="list-style-type: none"> - The installation of a metal statue of the sturgeon nose canoe in the park. - Installation of a proper flag pole rather than using a telephone pole. <ul style="list-style-type: none"> • Council suggests that the elders of the community should be asked to help come up with a new name for Market Park.
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6b – Priority of Specific Claim Research

Discussion:	<ul style="list-style-type: none"> • YN Specific Claim lawyer, Myriam Brulot requires direction from Council to decide on the priority of researching a number of potential specific claims. Funding from the government only covers the cost of researching one potential claim. <ul style="list-style-type: none"> - Option 1 - Addressing the Highway on IR 1A - Option 2 - Addressing the possible improper survey of the reserve - Option 3 - Addressing the settlement at Brilliant/Castlegar - Option 4 - Addressing the reserve that was set aside a north of Castlegar to the “Arrow Lakes” people. • Options 1 and 2 should be relatively quick to research and Council agrees that the research for these potential claims can be paid for directly by the Band. • It is agreed that all the claims are important, but given the situation with the Sinixts, Option 4 should be researched in a timely manner. • Option 4 will be submitted to the government for the research to be covered by Specific Claims funding.
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Motion:	Moved by: Josie Fullarton Seconded by: Robin Louie	THAT: Chief and Council approve a BCR to: <ol style="list-style-type: none"> 1. retain TerraVita Law to conduct its specific claims work; 2. direct that work be commenced on Specific Claims options 1 and 2; and 3. acknowledge LKB shall be responsible to the cost of the research on Specific Claims 1 and 2. <p> <u>Carried</u> <u>X</u> Tabled Defeated </p>
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Motion:	Moved by: Josie Fullarton Seconded by: Robin Louie	THAT: Chief and Council approve a BCR to: <ol style="list-style-type: none"> 1. retain TerraVita Law to conduct its specific claims work;
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		<ol style="list-style-type: none"> 2. direct that work be commenced on Specific Claims options 4; and 3. that TerraVita Law shall apply the cost of its' work to the Specific Claims funding obtained from Canada.
6c – Childcare Grant		
<ul style="list-style-type: none"> • Kat Coleman has applied for a funding agreement with BC Aboriginal Child Care. 		
Motion:	<p>Moved by: Cherie Luke Seconded by: Jason Louie</p>	<p>THAT: Chief and Council direct Katherine Coleman, YN School Principal, to sign the funding agreement with BC Aboriginal Child Care Society on behalf of Chief and Council.</p> <p><u>Carried</u> X Tabled Defeated</p>
6d. – Fundraising Silent auction		
Discussion:	<ul style="list-style-type: none"> • LKB member and Yaqan Nukiy Ktunaxa Language teacher, Jenni Jacobs, will be having a surgery on her eyes which may result in the loss of sight. • The travel, hotel and food costs for Jenni and a care provider are high and are not fully covered. Jenni is also struggling to maintain BC medical Coverage for her doctor located in Alberta. • Jason Louie proposes to hold a taco sale/ silent auction fundraiser to help curb costs. YN could match any fund raised. Additionally the town of Creston etc. could be approached also to match the funds raised. 	
Motion:	<p>Moved by: Josie Fullarton Seconded by: Jason Louie</p>	<p>THAT: Chief and Council:</p> <ol style="list-style-type: none"> 1. approve the organization of a taco sale/ silent auction to raise funds to assist Jenni Jacobs with her medical expenses; and 2. agree that LKB shall match the amount of the donations raised through the taco sale/ silent auction. <p><u>Carried</u> X Tabled Defeated</p>
6e. – Update on Council retreat		
Discussion:	<ul style="list-style-type: none"> • Council wishes to organize a retreat possibly at the Creston and District Community Complex. (2 days) focusing on Strategic Planning and creating a vision for the community. • In addition to Council, leadership staff should also be present. 	



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6f. - Letter of Support for DFO	<ul style="list-style-type: none">• Robin Louie request a letter of support from Council to send to the Department of Fisheries to allow for some overnight nets.
Motion:	Moved by: Jason Louie Seconded by: Cherie Luke THAT: Chief and Council agree to direct staff to draft a letter of support for Robin to give to DFO. Carried <input checked="" type="checkbox"/> Tabled <input type="checkbox"/> Defeated <input type="checkbox"/>
IN CAMERA	
Motion:	To Go In Camera: Moved By: Seconded By: To Go Out Of Camera: Moved By: Seconded By:
ADJOURNMENT	
Next Meeting:	January 19, 2024
Adjournment:	Jason Louie – 11:25 am