

**LOWER MAINLAND TREATY ADVISORY COMMITTEE
EXECUTIVE COMMITTEE
REGULAR MEETING**

December 14, 2005

Minutes of the Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Executive Committee** scheduled 2:30 to 4:00 p.m. on Wednesday, December 14, 2005, in the 2nd Floor Café East Meeting Room, 4330 Kingsway Burnaby, B.C.

ATTENDANCE:		
JURISDICTION:	LMTAC ELECTED REPRESENTATIVE:	LMTAC STAFF REPRESENTATIVE:
Greater Vancouver RD	Mayor Ralph Drew (Chair)	Marino Piombini
Bowen Island, Municipality of	Mayor Lisa Barrett	
Maple Ridge, District of	Councillor Candace Gordon (Vice Chair)	
Squamish, District of	Councillor Corinne Lonsdale	
Sunshine Coast RD	Director Barry Janyk	
Squamish/Lillooet RD	Director John Turner	
West Vancouver, District of	Councillor Jean Ferguson	
LMTAC STAFF ATTENDANCE:		
Regan Schlecker	Managing Director	
Mark Kirsop	Research and Communications Coordinator	
PREPARATION OF MINUTES:		
Karen Miller	Recording Secretary, Raincoast Ventures Ltd.	

Call to Order

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 3:25 p.m.

1. AGENDA FOR ADOPTION

1.1 December 14, 2005

It was MOVED and SECONDED

THAT the Agenda for the Regular Meeting of the LMTAC Executive Committee scheduled December 14, 2005, be adopted as presented:

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION

2.1 November 9, 2005

It was MOVED and SECONDED

THAT the Minutes of the Regular Meeting of the LMTAC Executive Committee held November 9, 2005 be adopted as circulated.

CARRIED UNANIMOUSLY

3. DELEGATION

No delegation was received.

4. REPORTS

4.1 Development of a First Nation Comprehensive Community Planning Strategy

LMTAC Executive Committee report dated December 5, 2005 on the subject of: "Development of a First Nation Comprehensive Community Planning Strategy".

Mark Kirsop, Research and Communications Coordinator, advised that Councillor Nixon had requested information on Comprehensive Community Planning (CCP) at the November 2005 Board meeting. Indian and Northern Affairs Canada partnered with various First Nations on a pilot project on CCP. With respect to the lessons learned six areas emerged as detailed in the report; and a selection of Best Practices was reviewed. Experiences of the Okanogan Indian Band, the Squiala First Nation and the Yekooche First Nation were noted; adding that the Best Practices

would be implemented in the final strategy. Mr. Kirsop offered that a copy of the full report could be forwarded to LMTAC Executive members upon request.

Regan Schlecker, Managing Director, referenced an overview of the Yekooche First Nation.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee:

- a) receive for information the staff report on the subject of: "*Development of a First Nation Comprehensive Community Planning Strategy*"; and
- b) direct staff to monitor the development of Indian and Northern Affairs Canada's regional approach and national strategy.

CARRIED UNANIMOUSLY

4.2 Advance Questions for the Province Related to the New Relationship

LMTAC Executive Committee report dated December 5, 2005 on the subject of: "Advance Questions for the Province Related to the New Relationship".

Regan Schlecker, Managing Director, advised that Deputy Minister Lorne Brownsey would provide a briefing at the January 25, 2006 Board meeting. Draft questions for consideration were reviewed.

In the ensuing discussion, members offered insights into potential additional questions:

- "How does the province perceive that accommodation of Forest and Range and other side agreements as encouraging instruments in resolving land claims and treaty agreements?";
- "Is a Treaty Related Measure (TRM) an encouragement or a disincentive to negotiate a treaty?";
- roadblocks to negotiations were commented on relative to the accommodation agreements provided as interim measures;
- a TRM was an encouragement to solicit information and demonstrate a relationship;
- governance and own-jurisdiction were not included in side agreements; jurisdiction was recognized as an incentive to treaty negotiations;
- the impact of the 2010 Olympics planning on relationships and negotiations with First Nations was discussed;
- "What is the composition of the Working Groups?";
- comment was offered on the bigger issue of having citizens of the country with huge economic gaps between Aboriginal and non-Aboriginal peoples, with the health indicators; irrespective of treaties these issues need to be considered;
- "How do you bridge from the New Relationship document to a treaty?";
- "Are the Forest and Range agreements open-ended with no closure and not tied to anything, i.e. are they side deals to appease First Nations until after 2010?";
- "How is the intention of the goals being clarified, specifically with regard to business and the resource-based industry community?";
- "Have they reported to the BC Progress Board, Chamber of Commerce and others?";
- Regarding First Nations' Statements of Intent that Overlap into Another Regional District: "Is a regional district under Section 855 of the *Local Government Act* only required to consult with First Nations located within that region with respect to the development or review of its Regional Growth Strategy? Or, is it also required to consult with First Nations located outside the region but with Statements of Intent that overlap into and within its boundaries?"; as the term "First Nations" as used in this section of the legislation is not specific;
- noting that the New Relationship was separate from Treaty negotiations, local governments through LMTAC participate in the Treaty process as part of the Provincial team; "How do they see local governments participating in the New Relationships?";
- the Province does not view municipalities as a level of government to be considered within government-to-government discussions/relationships; and
- it was recognized that the body of knowledge around Aboriginal issues resides within the LMTAC membership.

It was suggested that the context of LMTAC's vision of relationship-building and role could be provided along with the advance questions to the Deputy Minister so that he was aware, and perhaps sympathetic to LMTAC's concerns.

Chair Drew advised that an opportunity to reply would be provided following the presentation; and that it would be appropriate (in February 2006) to create a response outlining the local government's vision and the importance of the New Relationship to treaties.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee:

- a) receive for information the staff report on the subject of: "*Advance Questions for the Province Related to the New Relationship*"; and
- b) direct staff to submit questions – as detailed in the report and indicated during the meeting – to the Deputy Minister in advance of his briefing to the LMTAC Board in January 2006.

CARRIED UNANIMOUSLY

5. TABLE PROGRESS REPORTS

5.1a) Katzie

No items were presented.

5.0b) Musqueam

No items were presented.

5.0c) Squamish

No items were presented.

5.0d) Tsawwassen

No items were presented.

5.0e) Tsleil-Waututh

No items were presented.

5.0f) Other

No items were presented.

6. SUB-COMMITTEE REPORTS

6.1 Finance and Administration Sub-Committee (FASC)

Candace Gordon, Vice-Chair, advised that the procedures in the operating guidelines regarding the honorarium would need to be changed. The budget developed for LMTAC was based on changing the honorarium.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee recommends that the LMTAC Operating Procedures [section 11.1] be updated to indicate that the LMTAC meeting honorarium would be paid based on the GVRD honorarium policy, and indexed based on the Vancouver Consumer Price Index for the immediately preceding year.

CARRIED UNANIMOUSLY

It was MOVED and SECONDED

THAT the LMTAC Executive Committee recommends that the LMTAC Operating Procedures in [section 7.3 d)] be updated to indicate that in the absence of the Chair and Vice-Chair, the Executive may elect an interim Chair from its membership present; and [section 7.3 e)] that in the absence of the Subcommittee Chair, present subcommittee members may appoint an acting Chair for that meeting.

CARRIED UNANIMOUSLY

7. CHAIR & STAFF REPORTS

7.1 Chair's Report

No items were presented.

7.2 Staff Report

Regan Schlecker, Managing Director, confirmed that the Orientation Session scheduled was scheduled for February 1, 2006, and presenters had been tentatively booked Formal invitations would be sent to members in early January 2006.

8. MISCELLANEOUS REPORTS

8.1 UBCM Study – Fiscal Impacts on Local Government from Treaties

- a) LMTAC Executive Committee report dated December 5, 2005 on the subject of: “Study – Fiscal Impacts on Local Government from Treaties”;
- b) Study titled: “Treaty Settlement Land: The Fiscal Impacts on Local Governments” prepared by Peter Adams, Victoria Consulting Network Ltd., dated October 24, 2005; and
- c) On-table memorandum from UBCM First Nations Relations Committee dated November 28, 2005 regarding: New Report – Treaty Settlement Land: The Fiscal Impacts on Local Governments.

Chair Drew advised that LMTAC’s comments were sought, prior to February 3, 2006, on a new independent report on the fiscal impacts to local governments arising from the creation of treaty settlement land. Members were invited to take the information forward to their Councils and provide comments to be incorporated within a LMTAC global response; or each member jurisdiction could choose to forward their comments directly to the Union of BC Municipalities’ First Nations Relations Committee with a copy to LMTAC.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee:

- a) receive for information the staff report on the subject of: “Study – Fiscal Impacts on Local Government from Treaties; and
- b) review the study “Treaty Settlement Land: The Fiscal Impacts on Local Governments”;
- c) review and discuss preliminary staff comments provided in section 3.3 of the report; and
- d) recommend comments for the Board’s consideration to submit to UBCM.

CARRIED UNANIMOUSLY

8.2 FCM

No items were presented.

8.3 LMMA

No items were presented.

9. OTHER BUSINESS

Request for Action

It was requested that the Squamish Nation election results be distributed to LMTAC Executive Committee members by LMTAC staff when available.

10. INFORMATION

It was MOVED and SECONDED

THAT LMTAC Executive Committee receive for information the following items:

- 10.1 Correspondence – sample letter to jurisdictions regarding 2006 Appointments to LMTAC;
- 10.2 Premier Campbell’s Remarks at First Ministers’ Meeting;
- 10.3 First Ministers and National Aboriginal Leaders Strengthening Relationships and Closing the Gap;
- 10.4 Honorarium and Expense Form; and
- 10.5 2006 Meeting Schedule.

CARRIED UNANIMOUSLY

11. NEXT MEETING DATE

The next Regular Meeting of the LMTAC Executive Committee was scheduled January 11, 2006 if required.

12. **CONCLUSION**

It was MOVED and SECONDED

THAT the Regular Meeting of the LMTAC Executive Committee held December 14, 2005 be now concluded.

CARRIED UNANIMOUSLY

(Time: 4:15 p.m.)