

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

October 8, 2008

Minutes of the Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Executive Committee** scheduled 3:55 – 5:00 p.m. on Wednesday, October 8, 2008, in the 2nd Floor Café East Meeting Room, 4330 Kingsway Burnaby, B.C.

| ATTENDANCE: | | |
|--------------------------------|--|--|
| JURISDICTION: | ELECTED REPRESENTATIVES TO LMTAC: | STAFF REPRESENTATIVES TO LMTAC: |
| Greater Vancouver RD | Mayor Ralph Drew (Chair) | |
| Bowen Island, Municipality of | Councillor Lisa Barrett | |
| North Vancouver, District of | Councillor Alan Nixon | |
| Squamish, District of | Councillor Corinne Lonsdale | |
| Sunshine Coast RD | Director Barry Janyk | |
| West Vancouver, District of | Councillor Jean Ferguson | |
| White Rock, City of | Councillor Mary Wade Anderson | |
| LMTAC STAFF ATTENDANCE: | | |
| Regan Schlecker | Managing Director | |
| Mark Kirsop | Policy Analyst | |
| PREPARATION OF MINUTES: | | |
| Carrie Peacock | Recording Secretary, Raincoast Ventures Ltd. | |

CALL TO ORDER

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 4:52 p.m.

1. AGENDA FOR ADOPTION

1.1 October 8, 2008

It was MOVED and SECONDED

THAT the Agenda for the Regular Meeting of the LMTAC Executive Committee scheduled October 8, 2008 be adopted with the inclusion of on-table Item 9.1 - Project Proposal and Timeline: Summary of LMTAC Interests Regarding Common Table Negotiations.

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION

2.1 September 10, 2008 Executive Committee

It was MOVED and SECONDED

THAT the Minutes of the In-Camera Meeting of the LMTAC Executive Committee held September 10, 2008 be adopted as circulated.

CARRIED UNANIMOUSLY

3. DELEGATIONS

No delegations were received.

4. REPORTS

4.1 Newcastle Island Collaborative Management Agreement

LMTAC Report regarding "Newcastle Island Collaborative Management Agreement", dated September 17, 2008.

Mark Kirsop, Policy Analyst, acknowledged that the report provided was written in consultation with the City of Nanaimo staff. He noted that the negotiation of the Collaborative Management Agreement, included consideration regarding how to integrate differing visions.

Regan Schlecker, Managing Director, added that the City of Nanaimo staff had offered to attend the November 26, 2008 LMTAC Board Meeting.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee receive for information the LMTAC report regarding "Newcastle Island Collaborative Management Agreement", dated September 17, 2008, and invite the City of Nanaimo staff to present on the Newcastle Island Collaborative Management Agreement at the November 26, 2008 LMTAC Board Meeting.

CARRIED UNANIMOUSLY

4.2 2008 Workplan Status Report

LMTAC Report regarding "2008 Workplan Status Report" dated September 29, 2008.

Regan Schlecker, Managing Director, referred the meeting to the 2008 Workplan Status Report, noting that the Annual Member Survey was the only workplan item which remained pending. Its completion was anticipated by the end of October 2008.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee receive for information the LMTAC report regarding "2008 Workplan Status Report" dated September 29, 2008.

CARRIED UNANIMOUSLY

4.3 2009 Workplan – Final Draft

LMTAC Document titled "Draft Workplan 2009, A Summary of Key LMTAC Milestones".

Regan Schlecker, Managing Director, referred the meeting to the 2009 Workplan – Final Draft. A member suggested LMTAC staff examine differences between 'expropriation' as referenced in draft treaty documents, and the provincial and federal non-treaty related definitions of 'expropriation'.

Mark Kirsop, Policy Analyst, noted that representatives from Canada and BC had committed to bringing their experts on expropriation to a future Tsleil-Waututh table meeting, to provide comments in this regard. It was noted that an update would be provided following the table discussions and members could then assess if further examination was required; including a Board workshop on expropriation.

Request for Action

It was requested that the 'Standing Activities' list within the 2009 Workplan include the FCM meeting scheduled in June 2009, and that LMTAC pursue a presence at that meeting.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee recommend the Final Draft 2009 Workplan for the LMTAC Board's endorsement.

CARRIED UNANIMOUSLY

5. STANDING REPORTS

5.1 Negotiation Table Reports

5.1a) Katzie
No items presented.

5.1b) Musqueam
No items presented.

5.1c) Squamish
No items presented.

5.1d) Tsawwassen

Regan Schlecker, Managing Director, reported that the BC Treaty Commission had released an analysis report regarding Tsawwassen's ratification process. The objective of the report was to assist other First Nations in their ratification processes. She further confirmed that a copy of the report would be provided at the next LMTAC Board meeting.

5.1e) Tsleil-Waututh

No items presented.

5.1f) Other

No items presented.

6. OTHER BUSINESS

6.1 Finance and Administrative Sub-Committee (FASC)

6.1a) Draft 2009 Budget

Related items:

- *LMTAC Statement of Revenues and Expenditures Budget, for the years ended December 31, 2009 and 2008; and*
- *On-table October 3, 2008 FASC Recommendations.*

Councillor Lonsdale referred the meeting to the Draft 2009 budget.

It was MOVED and SECONDED

That the LMTAC Executive Committee recommend the Draft 2009 budget for final Board endorsement

CARRIED UNANIMOUSLY

It was MOVED and SECONDED

That the LMTAC Executive Committee consider adoption of a five-year financial planning process, similar to processes undertaken by other local government bodies.

CARRIED UNANIMOUSLY

6.1b) 2009 Orientation Session

Related items:

- *Draft Outline 2009 Orientation / Refresher Session; and*
- *On-table October 3, 2008 FASC Recommendations.*

Councillor Lonsdale referenced FASC's discussions related to the 2009 Orientation Session, and the suggestion to focus on the MOU.

It was MOVED and SECONDED

That the LMTAC Executive Committee recommend that the Managing Director proceed with 2009 Orientation Session planning including:

- a) confirmation of January 16, 2009 as the preferred date;
- b) a full date event to be held at the Metro Vancouver Holiday Inn; and
- c) a theme focused on the new MOU; and
- d) that invitations be extended to the following guest speakers:
 - Lieutenant-Governor Steven L. Point (former BCTC Chief Commissioner) to provide opening comments;
 - Minister de Jong to provide a provincial perspective on the expanded role for local government in the new relationship;
 - UBCM President to provide comments on how UBCM will work with its members to implement the new MOU; and
 - UBCM and MARR staff representatives to provide a detailed overview of the MOU and its goals and objectives

CARRIED UNANIMOUSLY

7. INFORMATION

7.1 Chair's Report

Chair Drew informed the meeting that LMTAC's annual 'Regional District tours' began on October 3, 2008 with a presentation to the Metro Vancouver Aboriginal Relations Committee. The following subsequently scheduled meetings were also acknowledged: October 16, 2008 with the Metro Vancouver Finance Committee; October 23, 2008 with the Sunshine Coast Regional District; and, October 27, 2008 with the Squamish Lillooet Regional District.

7.2 Staff Report

Regan Schlecker, Managing Director, confirmed that Tsawwassen Chief Baird intended to attend the October 22, 2008 LMTAC Board meeting. Comments were offered regarding a Fasken Martineau Aboriginal Law Seminar held September 19, 2008, which raised some interesting issues. It was further noted that FASC endorsed the continuation of the 'Board in Brief' documents.

8. MISCELLANEOUS REPORTS

8.1 Metro Vancouver Aboriginal Relations Committee

Marino Piombini, Metro Vancouver, reported that the 2009 Budget for the Aboriginal Affairs Program had been reduced to \$150,000. Further discussion in this regard at the next Metro Vancouver Board workshop was anticipated.

8.2 Fraser Valley Treaty Advisory Committee (FVTAC)

No items presented.

8.3 Union of British Columbia Municipalities (UBCM)

Chair Drew reported that the new MOU had been well-received, and acknowledged LMTAC's contributions regarding the document.

8.4 Federation of Canadian Municipalities (FCM)

Ministry of Aboriginal Relations and Reconciliation News Release regarding "Province and UBCM Renew Commitment to First Nations", dated September 22, 2008.

Councillor Kositsky submitted to LMTAC staff an information item brought forward by Brantford, Ontario, related to the 'duty to consult'. It was suggested that LMTAC could provide guidance to a number of national treaty-related issues.

9. OTHER BUSINESS

9.1 Project Proposal and Timeline: Summary of LMTAC Interests Regarding Common Table Negotiations

On-table LMTAC Report regarding "Project Proposal and Timeline: Summary of LMTAC Interests Regarding Common Table Negotiations", dated October 6, 2008.

Chair Drew acknowledged that the Province was in the process of formulating their position relative to the 'common table approach'. As such, he suggested it was important for LMTAC to document its position in this regard. He reviewed the 'Proposed Timeline' to complete the summary of LMTAC interests, as indicated in the on-table document, which intended to enable submission of the response to the Ministry, prior to the end of the year. A seventh policy item related to overlap/shared territory was also identified as a matter to be addressed within the report.

It was MOVED and SECONDED

That the LMTAC Executive Committee:

- a) receive for information the LMTAC Report titled "Project Proposal and Timeline: Summary of LMTAC Interests Regarding Common Table Negotiations", dated October 6, 2008; and
- b) endorse as presented, the timeline indicated under Section 3.2 of the report.

CARRIED UNANIMOUSLY

10. INFORMATION

It was MOVED and SECONDED

The LMTAC Executive Committee receive for information the following items:

- 10.1 Fraser Basin Council News Release;
- 10.2 Fasken Martineau Aboriginal Law Bulletin; and
- 10.3 Honoraria and Expense Form.

CARRIED UNANIMOUSLY

11. NEXT MEETING DATE

Members were informed that the next Regular Meeting of the LMTAC Executive Committee was scheduled October 22, 2008 (if required).

12. CONCLUSION

It was MOVED and SECONDED

THAT the Regular Meeting of the LMTAC Executive Committee held October 8, 2008 now conclude.

CARRIED UNANIMOUSLY

(Time: 5:17 p.m.)