

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

September 24, 2003

Minutes of the Regular Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Board** scheduled Wednesday, September 24, 2003, from 3:45 p.m. to 5:00 p.m. in the Malaspina Room, Waterfront Hotel, 900 Canada Place, Vancouver, B.C.

ATTENDANCE:		
JURISDICTION:	LMTAC ELECTED REPRESENTATIVE:	LMTAC STAFF REPRESENTATIVE:
Greater Vancouver RD	Director Ralph Drew, Chair	Marino Piombini
North Vancouver, District of	Mayor Don Bell, Vice Chair (arrived 3:59 p.m.)	Steve Hardy
Anmore, Village of	Councillor Ken Juvik (arrived 4:08 p.m.)	
Belcarra, Village of	Councillor Colin Richardson	
Bowen Island, Municipality of	Mayor Lisa Barrett	
Burnaby, City of	Councillor Lee Rankin	
Coquitlam, City of	Councillor Louella Hollington	
Langley, City of	Councillor Ted Schaffer	
Langley, Township of	Councillor Bob Long	
Lions Bay, Village of	Councillor Lisa Turpin	
North Vancouver, City of		Ken Tollstam
Pitt Meadows, District of	Councillor Debra Eisel	
Port Coquitlam, City of	Councillor Mike Forrest (arrived 4:02 p.m.)	
Port Moody, City of	Councillor Karen Rockwell	Gerry vanderWolf
Richmond, City of	Councillor Harold Steves	
Squamish Lillooet RD	Director John Turner	Paul Edgington
Vancouver, City of	Councillor Ellen Woodsworth	Rhys Williams
West Vancouver, Corporation of	Councillor Jean Ferguson	Rick Beauchamp
Whistler, Resort Municipality of	Mayor Hugh O'Reilly (departed 5:01 p.m.)	
LMTAC STAFF ATTENDANCE:		
Kirstie Pirie, Manager		
Regan Schlecker, Aboriginal Affairs Analyst		
GUESTS:		
Jerry Berry, City of Nanaimo		
Katherine Gordon, Chief Negotiator, Provincial Treaty Negotiations Office (departed 4:45 p.m.)		
Cory Herrera, Negotiator, Provincial Treaty Negotiation Office (departed 4:45 p.m.)		
Mike Harcourt, Commissioner, British Columbia Treaty Commission (BCTC) (departed 4:35 p.m.)		
Mayor Gary Korpan, City of Nanaimo		
PREPARATION OF MEETING MINUTES:		
Lori Isfeld, Associate, Raincoast Ventures		

CALL TO ORDER

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 3:47 p.m.

Agenda Varied

The order of the Agenda was varied at the meeting to consider Item 3 prior to Item 1, however, for clarity of reference, the minutes are presented in sequential order.

1. AGENDA FOR ADOPTION

1.1 September 24, 2003

It was MOVED and SECONDED

THAT the Agenda for the Regular Meeting of the LMTAC Board scheduled September 24, 2003, be adopted as circulated.

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION

2.1 July 23, 2003

It was noted that some arrival and departure time information between the July 23, 2003 LMTAC Regular and In-camera meetings was missing, resulting in an unclear sequence of events. Kirstie Pirie, Manager, confirmed that the times would be amended accordingly.

It was MOVED and SECONDED

THAT the Minutes of the Regular Meeting of the LMTAC Board held July 23, 2003, be adopted with amendment to correct references to arrival and departure times noted therein.

CARRIED UNANIMOUSLY

MINUTES FOR INFORMATION

2.2 September 10, 2003 Executive

September 10, 2003 FOSC

It was MOVED and SECONDED

That the Minutes of the regular meetings of the Executive Committee, and the Finance and Organizational and Communications subcommittees held September 10, 2003, be received for information.

CARRIED UNANIMOUSLY

3. DELEGATION

3.1 Mr. Mike Harcourt, BCTC Commissioner

Chair Drew provided opening comments and introduced Mike Harcourt, Commissioner of the British Columbia Treaty Commission (BCTC), who would provide a presentation on upcoming priorities and projects for BCTC and local government involvement in treaty making.

Mr. Harcourt provided an overview of BCTC membership, noted the organization is a body of appointees and 13 staff, and advised the role of the BCTC is to independently oversee the BC Treaty process, and to facilitate good treaty negotiations and resulting treaties. Mr. Harcourt noted that BC is seen as being last in the treaty process but is actually first in dealing with modern treaty issues and developing modern relationships.

Mr. Harcourt advised that the BCTC annual report provides the BCTC perspective on the federal and provincial governments, aboriginal nations and the treaty process, and that the report would likely be released in the next week.

Mr. Harcourt reviewed the stages of the treaty process which include:

1. Statement of intent
2. Readiness
3. Framework Agreement – issues to be negotiated and agreed on
4. Agreement in principle
5. Final Agreement
6. Implementation of Final Treaty

Mr. Harcourt advised that the basic principles of the treaty process are the demonstration of respect and good will, and indicated that BCTC priorities are to work closely with the federal and provincial governments and aboriginal nations to facilitate agreement on a series of

issues. Mr. Harcourt advised that the timeframe for completion is the 2010 Olympics, and discussed the role of local and regional governments in the treaty process. He noted several tables are aiming to reach an AIP by 2004.

3:59 p.m.

Vice Chair Don Bell arrived at the meeting.

Mr. Harcourt further reviewed the contents of the upcoming annual report. Challenges discussed in the report include creating certainty for investors and sharing ownership of aboriginal territory so that there is mutual benefit, economic development and effective use of land and resources. Mr. Harcourt noted that although there are challenges, the BCTC feels the treaty process is making very good progress.

4:02 p.m.

Councillor Mike Forrest arrived at the meeting.

Mr. Harcourt reviewed another project undertaken by BCTC, which will focus on what the post-treaty world will look. The BCTC is looking at the local and regional governments and how they relate to aboriginal nations. Mr. Harcourt advised the BCTC intends to pursue more community-to-community forums and a more formal level of activity at the community level. He noted LMTAC is key in helping bring the treaty process to the community and in delivering a post-treaty world before 2010. Mr. Harcourt advised a conference regarding post-treaty issues and business opportunities is being planned for March, 2004.

4:08 p.m.

Councillor Ken Juvik arrived at the meeting.

An inquiry was made regarding results of a review done for the BCTC. Mr. Harcourt noted that a report from Deloitte & Touche would be available in the next week.

In response to a question, Mr. Harcourt advised that BCTC's mandate and role is to facilitate and assist with work plans and to ensure all elements are in place to enter the treaty process and successfully move through the six stages. Mr. Harcourt noted information in this regard is available on the BCTC website.

Concern was expressed that the average constituent may not understand the rationale and benefits of the treaty process and the suggestion was made to incorporate a communication plan. Mr. Harcourt explained the annual report and March, 2004 conference will communicate the overall benefits of treaties and requested LMTAC's assistance on how to better reach and communicate issues to constituents at the local level.

In response to a question, Mr. Harcourt advised that the First Nations Summit is an organization created by those nations participating in the treaty process.

Clarification was requested regarding BCTC's expectations of LMTAC. Mr. Harcourt advised BCTC would like LMTAC to be involved and creative in making the tables work at the local and regional level, noting there are complex issues in Lower Mainland such as little available Crown lands and high property values.

In response to an inquiry about the role of the Union of BC Indian Chiefs (UBCIC) when compared to the First Nations Summit, Mr. Harcourt and Katherine Gordon, Chief Negotiator, BC Treaty Negotiations Office, explained that the UBCIC is made up of First Nations seeking reconciliation outside of the BC treaty process. They noted that the process is slightly different, that there are challenges and sensitivities, and that accommodation, recognition and reconciliation will be the major activities.

In response to a question regarding the need to inform the federal government of local government interests, Mr. Harcourt confirmed BCTC plans to facilitate dialogue with the federal government as soon as possible, and that the First Nations should be engaged in the process.

The Chair thanked Mr. Harcourt for his presentation.

4. REPORTS

4.1 LMTAC 2004 Budget

Document titled "Lower Mainland Treaty Advisory Committee Draft Statement of Revenue and Expenditure Budget (Sept. 10/03 Draft) For 12 Months Ended December 31, 2004".

Councillor Lee Rankin, FOSC Vice Chair, noted the information provided in the distributed report had been reviewed. Councillor Rankin noted that the FOSC had continued to review and reduce the anticipated 2004 expenses since the 2004 budget in principle was endorsed by the board in July. Accordingly, the initial funding request to regional districts will be reduced. . Suggestions for reducing costs included combining the FOSC and Communication subcommittees or meeting every second month.

FOSC was acknowledged for its efforts in dealing with LMTAC's fiscal challenges.

It was MOVED and SECONDED

That the LMTAC Board receive and endorse the revised LMTAC Statement of Revenue and Expenditure Budget for 12 Months Ended December 31, 2004

CARRIED UNANIMOUSLY

4.2 Review of Observer Member Status on LMTAC

Documents titled "Review of Observer Member Status on LMTAC" and Report from Kirstie Pirie, Manager, dated August 29, 2003, providing a summary of current LMTAC policies on membership and offering considerations for possible changes.

Councillor Lee Rankin, FOSC Vice Chair, provided rationale for the amendments to the Operating Procedures.

It was MOVED and SECONDED

That the LMTAC Board:

- a) Amend Section 3.0 (i) of Operating Procedures to read as follows (underlined words indicates new addition):
"LMTAC includes both full and observer status. Full status member obligations and entitlements are outlined throughout the Operating Procedures. Observer members receive all material and are welcome to participate in all LMTAC meetings subject to approval from all external parties. Observer members will be expected to comply with all confidentiality requirements"; and
- b) request that future correspondence to member and observer jurisdictions regarding yearly appointments to LMTAC include a section outlining the respective membership entitlement and obligation details.

CARRIED UNANIMOUSLY

4:35 p.m.

Mike Harcourt departed the meeting.

5. TABLE PROGRESS REPORTS

5.1 Katzie

No items presented.

5.2 Musqueam

No items presented.

5.3 Squamish
No items presented.

5.4 Tsawwassen
Katherine Gordon, Chief Negotiator, Provincial Treaty Negotiation Office, advised that there is a public information meeting on the Tsawwassen draft AIP hosted by the BCTC on October 17, 2003. Also the Delta Treaty Advisory Task Force will reconvene its meetings on October 8; the 3 Chief Negotiators at the Tsawwassen table have been invited to this meeting.

Ms. Gordon advised that she would be leaving her position as Chief Negotiator at the end of the year, and expressed her thanks and appreciation for having worked with LMTAC.

5.5 Tsleil-Waututh
Mayor Don Bell reported that meetings are ongoing.

5.6 Other
No other items presented.

6. SUB-COMMITTEE REPORTS

6.1 Finance and Organizational Sub-Committee (FOSC)
Document titled "Lower Mainland Treaty Advisory Committee Statement of Expenses and Recoveries From January 1, 2003 to August 31, 2003".

Councillor Lee Rankin, FOSC Vice Chair, provided a brief overview and highlighted LMTAC's current favourable financial situation considering the reduced funding.

It was MOVED and SECONDED

That the LMTAC Board receive and endorse the "Lower Mainland Treaty Advisory Committee Statement of Expenses and Recoveries From January 1, 2003 to August 31, 2003".

CARRIED UNANIMOUSLY

6.2 Communications Sub-Committee (CSC)
No items presented.

4:45 p.m.

Katherine Gordon and Cory Herrera departed the meeting.

7. CHAIR AND STAFF REPORTS

7.1 Chair's Report

a) Activities for Upcoming Year

Chair Drew reported on a meeting with Minister Geoff Plant, Attorney General and Minister Responsible for Treaty Negotiations, regarding the treaty process and the potential for table activity in the upcoming year. Chair Drew advised that he had reiterated LMTAC's commitment to work with the Provincial Ministry and had mentioned the need for additional funding. He indicated that he felt encouraged there may be some additional funding available.

7.2 a) Staff Report

Document titled "Building Relations with First Nations: A Handbook for Local Government, September 2003"

Kirstie Pirie, Manager, advised that the handbook is complete and available on the LMTAC website.

8. MISCELLANEOUS REPORTS

8.1 Fraser Valley Treaty Advisory Committee (FVTAC)

Regan Schlecker, Aboriginal Affairs Analyst, reported on a meeting she attended with Councillor Gordon on September 16, 2003, with the Fraser Valley TAC. The meeting was attended by Provincial Negotiator Gordon Douglas, Yale Table, and items discussed included land, governance, Regional District membership, and funding. Ms. Schlecker noted the Fraser Valley TAC is seeking funding from the province for inter-governmental relations projects.

8.2 UBCM

Chair Drew advised that the UBCM hosted a treaty negotiation workshop on Monday at which he spoke on the draft Tsawwassen Agreement In Principle and agricultural land reserves and fisheries related issues as part of the local government panel.

9. OTHER BUSINESS

9.1 GVRD Correspondence: A Profile of Aboriginal People, First Nations and Indian Reserves in Greater Vancouver, dated August 8, 2003

Marino Piombini, GVRD, provided an overview of the booklet which was circulated with the agenda package.

Concern was expressed that in the report it appears the aboriginal population has increased because of the inclusion of those newly identified. Suggestion was made that a caveat to this effect be included in the report.

It was noted the report contains very useful information on First Nations history and statistics.

9.2 GVRD - Meeting on Governance Issues

Chair Drew advised that the GVRD Board of Directors will be holding a meeting on October 10, 2003, on the topic of regional governance issues, what shape it will take, and how it will happen at the regional level. Chair Drew also noted it will be a public meeting.

5:01 p.m.

Mayor Hugh O-Reilly left the meeting.

Suggestion was made that, because LMTAC operates at the municipal level, it should put forward a proposal concerning how a reasonable form of governance might look. The Chair noted that this work may flow out of the regional governance discussions.

10. INFORMATION

It was MOVED and SECONDED

That the LMTAC Board receive for information the following:

- 10.1 Correspondence
- 10.2 Web Site Statistical Summary
- 10.3 Schedule of Meetings for 2003
- 10.4 Honourarium and Expense Form.

CARRIED UNANIMOUSLY

11. CONCLUSION

It was MOVED and SECONDED

That the Regular Meeting of the LMTAC Board held September 24, 2003, be now concluded.

CARRIED UNANIMOUSLY

(Time: 5:03 p.m.)