

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

October 26, 2005

Minutes of the **Meeting** of the **Lower Mainland Treaty Advisory Committee (LMTAC)** scheduled 6:45 p.m. to 8:30 p.m. on Wednesday, October 26, 2005 in the 2nd floor Boardroom, GVRD Offices, 4330 Kingsway, Burnaby, B.C.

ATTENDANCE:		
JURISDICTION:	LMTAC ELECTED REPRESENTATIVE:	LMTAC STAFF REPRESENTATIVE:
Greater Vancouver RD	Director Ralph Drew (Co-Chair)	Marino Piombini
Maple Ridge, District of	Councillor Candace Gordon (Vice Chair) (departed 7:10 p.m.)	
Anmore, Village of	Councillor Ken Juvik	
Belcarra, Village of	Councillor Colin Richardson	
Bowen Island, Municipality of	Mayor Lisa Barrett (departed 7:05 p.m.)	
Burnaby, City of	Mayor Derek Corrigan	Kimberley Flick
Coquitlam, City of	Councillor Fin Donnelly	
Delta, Corporation of	Mayor Lois Jackson	
Langley, City of	Councillor Ted Schaffer	
Langley, Township of	Councillor Mel Kositsky	Frank Clark-Jones
Lions Bay, Village of	Councillor Lisa Turpin	
North Vancouver, City of	Councillor Bob Heywood	Ken Tollstom
North Vancouver, District of	Councillor Alan Nixon	
Pitt Meadows, District of	Councillor Debra Eisel	Laurie Darcus
Port Coquitlam, City of	Councillor Darrell Penner	Jim Maitland
Port Moody, City of		Colleen Rohde
Squamish, District of	Councillor Corinne Lonsdale	
Squamish/Lillooet RD	Director John Turner	
Richmond, City of	Councillor Linda Barnes	
Sunshine Coast RD	Director Barry Janyk (departed 7:15 p.m.)	
Surrey, City of	Councillor Penny Priddy	Robert Constanzo
West Vancouver, District of	Councillor Jean Ferguson	Rick Beauchamp (departed 6:50 p.m.)
LMTAC STAFF ATTENDANCE:		
Regan Schlecker, LMTAC Managing Director		
Mark Kirsop, Research and Communications Coordinator		
PREPARATION OF MEETING MINUTES:		
Karen Miller, Recording Secretary, Raincoast Ventures		

Call to Order

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 6:00 p.m.

1. AGENDA FOR ADOPTION

1.1 October 26, 2005

It was MOVED and SECONDED

THAT the Agenda for the Meeting of the LMTAC Board scheduled October 26, 2005, be adopted as presented.

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION

2.1 September 21, 2005

It was MOVED and SECONDED

THAT the Minutes of the LMTAC Board Meeting held September 21, 2005 be adopted with an amendment to the last paragraph of Item 8.3, replacing the phrase “to a leadership role on a new committee to represent Canada internationally” with “as the liaison between the Standing Committee on Social Economic Development, the National Board of Directors and the Big City Mayors Working Group on Urban Aboriginal Opportunities.”

CARRIED UNANIMOUSLY

3. DELEGATION

No delegation was received.

4. LMTAC REPORTS

4.1 2005 Workplan Status Update

- a) *Workplan 2005 Status Report dated October 4, 2005; and*
- b) *Workplan 2005 – A Summary of Key LMTAC Milestones – Report dated October 4, 2005.*

Regan Schlecker, LMTAC Managing Director, reviewed the subject report noting that 88% of the workplan items were complete, and that the following two items were pending:

- 1) the updated profiles on population (which were awaiting updated census information and website statistics); and
- 2) the implementation of a new monthly Board survey (which may be implemented within the next year's workplan).

It was MOVED and SECONDED

THAT the LMTAC Board receive for information the 2005 Workplan Status Update report.

CARRIED UNANIMOUSLY

4.2 2006 Workplan Report

- a) *2006 Workplan Report dated October 4, 2005;*
- b) *Workplan 2006 – A Summary of Key LMTAC Milestones; and*
- c) *On-table Recommendations from Executive Committee, October 19, 2005.*

Regan Schlecker, LMTAC Managing Director, reviewed recommendations brought forward from the LMTAC Executive Committee relative to the workplan. She referenced amendments to the workplan as a result of feedback from member jurisdictions and comments from FASC and TSWG. She acknowledged comments received regarding the usefulness of regular monthly updates (of both in-camera and public issues), and noted that the initiative would be included under 'Finance Organizational and Communication Projects'. A servicing workshop to explore the development of a template for service agreements (for both hard and soft services) as a resource for members to look at when negotiating, was suggested for inclusion under 'Policy Items'.

Chair Drew informed the meeting the RAAC Workshop held earlier in the day included much discussion over governance models and servicing agreement formats. The importance of municipalities being on the same page with a coordinated approach to items included within servicing agreements was recognized. It was suggested that models of regional governance participation would likely flow from global GVRD servicing agreements. A discussion ensued regarding defining principles to guide the structure of servicing agreements, and a unified approach for municipalities. Chair Drew added that RAAC recommended GVRD focus on defining principles for guidance, and that LMTAC and GVRD collaborate on this issue.

Members acknowledged the wisdom in achieving a uniform position on how services were being delivered; and comment was offered that the financial infrastructure to provide the services and the services should be integrated to the same standards as the surrounding jurisdictions.

It was recognized that the public had questioned whether the infrastructure was subsidizing the First Nation servicing; and it was noted that incremental demand needed to be acknowledged in the servicing agreements.

Ms. Schlecker noted that it was recommended that LMTAC's 2006 orientation session in January 2006 include the GVRD Board and that invites be further extended to LMTAC's two other regional district members. Chair Drew offered that regional administrators recognized the need to collaborate on a unified approach. It was noted that details regarding the orientation session would be considered and subsequently announced by the FASC prior to Christmas 2005.

It was MOVED and SECONDED

THAT the LMTAC Board:

- a) receive for information the 2006 Workplan report; and
- b) endorse the 2006 Workplan as amended to include a monthly communication update and servicing workshop.

CARRIED UNANIMOUSLY

4.3 Review of the LMTAC First Principles

a) *Paper dated October 4, 2005 on the subject: Review of LMTAC First Principles and related attachments:*

- *Table: Member Jurisdiction Feedback (as of October 4, 2005);*
- *Chart: Additional Changes Suggested by LMTAC Member Jurisdictions;*
- *Table: Existing LMTAC First Principles Identified for Revision;*
- *Chart: Review of Existing LMTAC First Principles – LMTAC Board Recommended Revisions;*
- *Chart: Review of LMTAC First Principles – Potential New Principles.*

b) *On-table items:*

- *Recommendations from Executive Committee, October 19, 2005; and*
- *Review of LMTAC First Principles: Letter and Proposed Changes Received from the City of Port Coquitlam (October 21, 2005)*

Regan Schlecker, LMTAC Managing Director, provided an overview of the subject report and acknowledged a previous three-hour workshop held in April 2005 regarding the First Principles. She noted the deadline for comments regarding the First Principles had been extended from July to September, and that specific comments provided by some member jurisdictions were provided on-table for consideration.

Chair Drew added that the Executive Committee had reviewed the comments received from member jurisdictions regarding the First Principles, and had developed a recommendation in this regard.

The highlights of changes were noted; including the request for the retention of First Principle #28. Discussion of the suggested wording of First Principle #2 ensued, particularly relative to the belief of LMTAC members that local governments were an equal order of government, although existing legislation did not recognize this. Caution was offered that asking for equality could include equal payment responsibilities.

It was MOVED and SECONDED

THAT the LMTAC Board retain the word "equal" in First Principle #2 which would read: "responsible, accountable and equal order of government, with interests distinct..."

CARRIED

(Mayor Corrigan, and Councillors Donnelly and Ferguson voting in the negative)

Ms. Schlecker reviewed First Principle #7 and commented relative to certainty and finality in treaties. It was recognized that although certainty was sought, "finality" was a terminology no longer used.

It was MOVED and SECONDED

THAT the LMTAC Board endorse the wording of First Principle #7 as presented.

CARRIED UNANIMOUSLY

It was MOVED and SECONDED

THAT the LMTAC Board endorse the wording of First Principle #12 as presented.

CARRIED UNANIMOUSLY

Ms. Schlecker reviewed First Principle #13 noting that the revised wording encompassed the issue of sub-surface resources without a specific example. Vice-Chair Gordon indicated that reserve land which included sub-surface rights would become Treaty Settlement Lands.

It was MOVED and SECONDED

THAT the LMTAC Board endorse the wording of First Principle #13 as presented.

CARRIED UNANIMOUSLY

It was MOVED and SECONDED

THAT the LMTAC Board endorse the wording of First Principle #17 as presented.

CARRIED UNANIMOUSLY

Ms. Schlecker acknowledged that First Principle #28 spoke to the delivery of local programs and services; and that although the LMTAC Board recommended deleting it, the GVRD and District of North Vancouver requested it be retained.

It was MOVED and SECONDED

THAT the LMTAC Board retain First Principle #28 as presented.

CARRIED UNANIMOUSLY

It was MOVED and SECONDED

THAT the LMTAC Board:

- a) review the compilation of member jurisdictions' feedback;
- b) discuss the jurisdictional revisions and LMTAC staff comments and decide whether or not to endorse the additional revisions proposed by member jurisdictions;
- c) endorse the revised First Principles and the four new First Principles for adoption as per LMTAC staff comments;
- d) direct staff to update the *Considerations* paper to reflect the revised and adopted First Principles and any other necessary "housekeeping" updates; and
- e) revise the *Considerations* paper for endorsement at the November 2005 Board meeting prior to distribution to LMTAC members and First Nations and other interested government bodies and organizations (i.e. provincial and federal government, BCTC, UBCM).

CARRIED UNANIMOUSLY

Chair Drew advised that the *Considerations* paper was LMTAC's public statement which would be published on the LMTAC website. Ms. Schlecker indicated that the complete *Considerations* paper required some work on the incorporation of all First Principles; and noted that the First Principles with background discussion papers would retain their current numbers.

During discussions regarding the distribution of the *Considerations* paper, the meeting discussed a courtesy distribution to member jurisdictions. Further distribution was suggested to MLA's, MP's, the Assembly of First Nations (AFN), and First Nations and Bands within the Lower Mainland, in addition to anyone interested in receiving it. It was acknowledged that distribution would likely occur in January 2006 and would be done electronically where possible.

It was noted that although First Principles #24 and #35 would address some aspects of the new principle suggested by the City of Richmond, the issue of MOU's was not distinctly addressed.

It was MOVED and SECONDED

That the new First Principle recommended by the City of Richmond be brought forward to the LMTAC Board in the next term for further discussion.

CARRIED UNANIMOUSLY

6:50 p.m.

Rick Beauchamp departed the meeting.

5. TABLE PROGRESS REPORTS

5.1 Negotiation Table Reports

5.1a) Katzie

- a) *September 13, 2005 newspaper advertisement regarding "Katzie First Nation Treaty Negotiations"; and*
- b) *October 12, 2005 Maple Ridge Pitt Meadows Times newspaper article regarding "Katzie ready to choose land to claim".*

Regarding a newspaper article relative to Katzie's land selection, Vice Chair Gordon noted that BC Treaty Commissioner Mike Harcourt's communications with the newspapers may have generated interest in the subject.

5.1b) Musqueam

No items were presented.

5.1c) Squamish

No items were presented.

5.1d) Tsawwassen

No items were presented.

5.1e) Tsleil-Waututh

No items were presented.

5.1f) Other

No items were presented.

6. SUB-COMMITTEE REPORTS

6.1 Finance and Administrative Sub Committee (FASC)

The Board was informed that the next FASC meeting was scheduled November 2, 2005 from 10:00 a.m. to 12:00 p.m.

7:05 p.m.

Mayor Barrett departed the meeting.

7. CHAIR & STAFF REPORTS

7.1 Chair's Report

Vice Chair Gordon acknowledged her recent presentations on behalf of LMTAC to the Sunshine Coast Regional District and the Squamish/Lillooet Regional District. Members recognized the value of outreach work, and Directors John Turner and Barry Janyk expressed appreciation for the presentations.

7:10 p.m.

Councillor Gordon departed the meeting.

7.2 Staff Report

Managing Director Report: September 13 - October 12, 2005 Activities.

Regan Schlecker, LMTAC Managing Director, advised that Cheri Hamilton, Administrative Assistant, had reached the successful completion of her three month probationary period and was enjoying her role at LMTAC.

It was recognized that the new Background Briefing Note regarding "Support for the BC Treaty Process" was forwarded to member jurisdictions for comments. Members were encouraged to submit comments regarding the briefing note by November 1, if they had not already done so.

8. MISCELLANEOUS REPORTS

8.1 Fraser Valley Treaty Advisory Committee (FVTAC)

No items were presented.

8.2 Union of British Columbia Municipalities (UBCM)

- a) *UBCM Agenda: New Developments in Treaty Negotiations & Relationship Building – Monday, September 26, 2005;*
- b) *LMTAC Staff Summary Notes: UBCM Convention 2005: New Developments in Treaty Negotiations and Relationship Building, Monday, September 26, 2005;*
- c) *UBCM Agenda: Province-wide Treaty Advisory Committee Meeting for TAC Chairs and Administrators; and*
- d) *LMTAC Staff Summary Notes: UBCM Convention 2005: Province-wide Treaty Advisory Committee (TAC) Chairs' Meeting, Thursday, September 29, 2005.*

Mark Kirsop, Research and Communications Coordinator directed member's attention to the information items included in the agenda package.

7:15 p.m.

Director Janyk departed the meeting.

8.3 Federation of Canadian Municipalities (FCM)

No information was presented.

9. OTHER BUSINESS

In response to a member's inquiry about accessing the Statement of Intent (SOI) maps of Lower Mainland First Nations, Regan Schlecker, LMTAC Managing Director, advised that the SOI maps were posted to the LMTAC website and that they would require updating relative to population statistics and table representation in January 2006.

10. INFORMATION

It was MOVED and SECONDED

THAT LMTAC Board receive for information the following items:

- 10.1 Premier's Speech to First Nations Summit (September 28, 2005);
- 10.2 Vancouver Sun article dated September 27, 2005;
- 10.3 Correspondence;
- 10.4 Website Statistical Summary;
- 10.5 Honorarium and Expense Form; and
- 10.6 2005 Meeting Schedule.

CARRIED UNANIMOUSLY

11. NEXT MEETING DATE

The next Regular Meeting of the LMTAC Board was scheduled November 23, 2005.

12. CONCLUSION

It was MOVED and SECONDED

THAT the Regular Meeting of the LMTAC Board held October 26, 2005 be concluded.

CARRIED UNANIMOUSLY

(Time: 7:17p.m.)