

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

**January 23, 2008**

Minutes of the Regular Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Board** scheduled Wednesday, January 23, 2008 from 5:30 to 7:10 p.m. in the 2<sup>nd</sup> Floor Boardroom, Metro Vancouver Offices, 4330 Kingsway, Burnaby, British Columbia.

<b>ATTENDANCE:</b>		
<b>JURISDICTION:</b>	<b>ELECTED REPRESENTATIVES TO LMTAC:</b>	<b>STAFF REPRESENTATIVES TO LMTAC:</b>
Metro Vancouver (RD)	Director Ralph Drew ( <b>Chair</b> )	Marino Piombini
Anmore, Village of	Councillor Ken Juvik	
Belcarra, Village of	Councillor Colin Richardson	
Bowen Island, Municipality of	Councillor Lisa Barrett	
Burnaby, City of	Councillor Sav Dhaliwal	David Clutton
Coquitlam, City of	Councillor Lou Sekora	
Langley, Township of	Councillor Mel Kositsky (arrived 6:14 p.m.)	
Langley, City of	Councillor Ted Schaffer	
New Westminster, City of	Councillor Bob Osterman	
North Vancouver, City of	Councillor Sam Schechter	
North Vancouver, District of	Councillor Alan Nixon	
Port Moody, City of	Councillor Shannon Watkins	
Richmond, City of	Councillor Linda Barnes	
Squamish Lillooet RD	Director John Turner	
Sunshine Coast RD	Director Lee Turnbull	
Squamish, District of	Councillor Corinne Lonsdale	
Surrey, City of	Councillor Barbara Steele	
Vancouver, City of	Councillor George Chow	
West Vancouver, District of	Councillor Jean Ferguson	
Whistler, Resort Municipality of	Councillor Ralph Forsyth	
White Rock, City of	Councillor Mary Wade Anderson	
<b>LMTAC STAFF ATTENDANCE:</b>		
Regan Schlecker, Managing Director		
Mark Kirsop, Research and Communications Coordinator		
<b>OBSERVER MEMBER:</b>		
FVTAC Chair, Arne Zabell		
<b>PREPARATION OF MEETING MINUTES:</b>		
Karen Miller, Recording Secretary, Raincoast Ventures Ltd.		

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 5:42 p.m.

**INTRODUCTIONS / LMTAC OVERVIEW**

**1. Welcome and Roundtable Introductions**

*LMTAC documents titled "Voting Members List"; and "2008 Membership – Lower Mainland Treaty Advisory Committee".*

Chair Drew welcomed new and returning attendees and led a roundtable of introductions.

**2. Overview of LMTAC**

*LMTAC documents titled "LMTAC Mission Statement, Roles and Project Screening Guidelines" updated May 28, 2003; and "Lower Mainland Treaty Advisory Committee Organizational Chart" updated August 2005.*

Chair Drew provided information regarding LMTAC; and invited all attendees to participate in the orientation scheduled for January 30, 2008. Chair Drew outlined LMTACs structure, referenced the five active treaty tables in the Lower Mainland, and acknowledged LMTAC treaty table representatives. The formal Memorandum of Understanding with the UBCM was commented on noting that LMTAC was a full member of the provincial negotiating team; and that LMTAC also monitored non-treaty issues of interest, such as "The New Relationship".

**3. 2007 Year in Review**

*Document titled "Workplan 2007 - A Summary of Key LMTAC Milestones".*

Regan Schlecker, Managing Director, advised that: the LMTAC workplan directed staff on the priorities for the year; items under treaty negotiation policy were considered by TSWG; and financial items were determined through recommendations brought forward by FASC. All work plan goals were accomplished for 2007 and several new policy items were addressed. A comparative analysis of LMTAC First Principles was undertaken to consider implications of the Tsawwassen Final Agreement; and a Lessons Learned and Best Practices Guide was developed and well received.

A standing invitation was offered by staff to all municipal councils for a presentation by LMTAC. Ms. Schlecker indicated that TSWG was very busy with work related to the New Relationship and Unity Protocol. She added that policy would continue to be monitored around issues such as co-management through traditional territories, taxation etc.

Referencing legal implications, Ms. Schlecker advised that a presentation on the *duty to consult* was received by LMTAC at a recent Board meeting. Further, TSWG was collecting information and planning a workshop in 2008 on urban aboriginal issues and implications for local government planning.

**3.1 Report from the Chair**

Chair Drew indicated that the LMTAC Executive Committee had identified and given priority to development of a comprehensive discussion paper on co-management as this issue was anticipated to come to the fore at treaty tables and in New Relationship considerations. A draft paper would likely be presented to the LMTAC Board at the end of March 2008.

Although the Tsawwassen Final Agreement was concluded, its ratification by the federal government and implementation was pending. The upcoming treaty tables would present new and unique policy issues with respect to land and inter-governmental relations with implications for local government.

**3.2 Report from the Managing Director**

A verbal report was provided earlier in "2007 Year in Review" comments.

**4. 2008 Workplan / Looking Ahead**

*Document titled "Workplan 2008 – A Summary of Key LMTAC Milestones".*

This document was provided for information, with no additional comments offered.

## 2008 ELECTIONS

### 5. Elections – Annual Election of LMTAC Representatives

*LMTAC documents titled:*

- a) *“Annual Election Procedures”;*
- b) *“Information Sheet – LMTAC Executive Committee”;*
- c) *“Information Sheet – LMTAC Finance and Administration Sub Committee (FASC)”;*
- d) *“Finance and Administration Sub Committee Terms of Reference”, dated January 31, 2007*
- e) *Information Sheet – LMTAC Observer to Fraser Valley TAC (FVTAC)”;*
- f) *Correspondence re: 2008 Appointments to Fraser Valley Treaty Advisory Committee dated December 27, 2007;*
- g) *“Information Sheet – LMTAC Technical and Strategic Working Group (TSWG)”;*and
- h) *Technical and Strategic Working Group – Terms of Reference” dated January 2008.*

Regan Schlecker, Managing Director and Chief Electoral Officer, reviewed the Elections Procedures displayed via the overhead projection system.

#### **LMTAC Chair**

Ms. Schlecker called for nominations for the position of LMTAC Chair.

Mayor Ralph Drew was nominated, and consented to the nomination.

Ms. Schlecker called a second and third time for nominations. Given that no further nominations were received, the call for nominations was closed, and Mayor Drew was acclaimed to the position of LMTAC Chair for a one-year term.

#### **LMTAC Vice Chair and Finance and Administration Sub Committee (FASC) Chair**

Ms. Schlecker called for nominations for the position of LMTAC Vice Chair and Finance and Administration Sub Committee (FASC) Chair.

Councillor Corinne Lonsdale was nominated, and consented to the nomination.

Ms. Schlecker called a second and third time for nominations. Given that no further nominations were received, the call for nominations was closed, and Councillor Lonsdale was acclaimed to the position of LMTAC Vice Chair and Finance and Administration Sub Committee (FASC) Chair for a one-year term.

#### **LMTAC Executive Committee – Two At Large Members**

Ms. Schlecker called for nominations for the two at large positions on the LMTAC Executive Committee.

Councillors Lisa Barrett and Mary Wade Anderson were nominated, and consented to the nominations.

Ms. Schlecker called a second and third time for nominations. Given that no further nominations were received, the call for nominations was closed, and Councillors Barrett and Anderson were acclaimed to the two at large positions on the LMTAC Executive Committee for a one-year term.

#### **Acclamation of Regional District Members**

Directors John Turner, Barry Janyk, and Ralph Drew, were acclaimed to the Regional District member positions on the LMTAC Executive Committee for a one-year term.

#### **Finance and Administration Sub Committee (FASC) Vice Chair**

Ms. Schlecker called for nominations for the position of Finance and Administration Sub Committee Vice Chair.

Director John Turner was nominated, and consented to the nomination.

Ms. Schlecker called a second and third time for nominations. Given that no further nominations were received, the call for nominations was closed, and Director Turner was acclaimed to the position of Finance and Administration Sub Committee (FASC) Vice Chair.

**Finance and Administration Sub Committee (FASC) – Three At Large Members**

Ms. Schlecker called for nominations for the three at large member positions on the LMTAC Finance and Administration Sub Committee.

Councillors Barbara Steele, Colin Richardson and Bob Osterman were nominated, and consented to the nominations.

Ms. Schlecker called a second and third time for nominations. Given that no further nominations were received, the call for nominations was closed, and Councillors Steele, Richardson and Osterman were acclaimed to the three at large member positions on the LMTAC Finance and Administration Sub Committee.

**LMTAC Observer to Fraser Valley TAC**

Ms. Schlecker called for nominations for the position of LMTAC Observer to the Fraser Valley TAC, and noted that Councillor Mel Kositsky had expressed an interest in continuing in the position.

Councillor Mel Kositsky was nominated.

Ms. Schlecker called a second and third time for nominations. Given that no further nominations were received, the call for nominations was closed, and Councillor Kositsky was acclaimed to the position of LMTAC Observer to Fraser Valley TAC.

**Technical and Strategic Working Group (TSWG) Appointments – General Call to Staff**

Ms. Schlecker welcomed additional staff volunteers to participate on LMTAC's Technical and Strategic Working Group. Chair Drew recognized the importance of input and guidance offered by the TSWG, and encouraged staff's participation.

**2008 INAUGURAL BOARD MEETING**

**1. AGENDA FOR ADOPTION**

**1.1 January 23, 2008**

**It was MOVED and SECONDED**

THAT the Agenda for the Regular Meeting of the LMTAC Board scheduled January 23, 2008, be adopted as circulated.

**CARRIED UNANIMOUSLY**

**2. MINUTES FOR ADOPTION / MINUTES FOR INFORMATION**

**2.1 November 28, 2007 Board**

**It was MOVED and SECONDED**

THAT the Minutes of the Regular Meeting of the LMTAC Board held November 28, 2007, be adopted as circulated.

**CARRIED UNANIMOUSLY**

**2.2 November 14, 2007 and December 12, 2007 Executive Committee**

**It was MOVED and SECONDED**

THAT the Minutes of the LMTAC Executive Committee held November 14, 2007 and December 12, 2007 be received for information.

**CARRIED UNANIMOUSLY**

### 3. DELEGATION

No delegation was received.

### 4. REPORTS

#### 4.1 New LMTAC Policy Paper – Developing a Local Government Perspective on Cooperative Management Agreements with First Nations

*LMTAC report titled “New LMTAC Policy Paper – Developing a Local Government Perspective on Cooperative Management Agreements with First Nations”, dated January 15, 2008.*

Regan Schlecker, Managing Director, referenced the framework for the discussion paper acknowledging the request for staff to work on a policy paper on co-management agreements which was highlighted this as a workplan item for 2008. It was offered that this topic would take more research and discussion than typical briefing notes.

6:14 p.m.

Councillor Mel Kositsky joined the meeting.

Ms. Schlecker provided background comments on the Unity Protocol and recognized that co-management was a key issue; and duty to consult has also led to co-management agreements.

It was conveyed that on January 9, 2008 the LMTAC Executive endorsed the draft framework for a new LMTAC discussion paper, with consideration to interest statements and development of a First Principle #44. Following the February TSWG meeting, a final draft for consideration would be brought forward in March 2008 with next steps to be discussed.

A member expressed reservations related to the Unity Protocol noting that negotiations on the Unity Protocol take the New Relationship to another level as over 60 First Nations involved in the treaty process signed the protocol, with co-management of lands and resources being determined outside of the treaty process and without local government input through LMTAC. Clarification was offered by Chair Drew that this topic would be included in the discussion paper to provide context to the policy issue.

General comments were offered as follows:

- heritage and archival materials related to co-management would introduce a common connection to open discussions;
- archeological and cultural sites in parks/water sheds would be raised in the context of co-management where policy and decision-making around access will be considered;
- some municipalities have received federal funding for museums, whereas most have not; lack of funding would result in the loss of archival materials; and shared resources should be considered;
- a representative of the BC government heritage branch was suggested as a future delegation; and
- reference to Tsleil-Waututh negotiation notes on archeological sites was suggested.

#### **Request for Action**

*Members were invited to request the document (City of Pitt Meadows circular from the Agricultural Advisory Committee on the Heritage Conservation Act) referenced by Councillor Kositsky from LMTAC staff.*

#### **It was MOVED and SECONDED**

That the LMTAC Board receive for information the LMTAC report titled “New LMTAC Policy Paper – Developing a Local Government Perspective on Cooperative Management Agreements with First Nations”, and endorse the addition of a new discussion paper on the topic of ‘co-management’ and implications for local government as part of the 2008 Workplan.

**CARRIED UNANIMOUSLY**

### 5. TABLE PROGRESS REPORTS

- a) **Katzie**  
No items presented.
- b) **Musqueam**  
No items presented.
- c) **Squamish**  
No items presented.
- d) **Tsawwassen**  
No items presented.
- e) **Tsleil-Waututh**  
Alan Nixon advised that meetings scheduled for January 22-24, 2008 were cancelled and that a meeting of the Chief Negotiators would be held February 4, 2008. LMTAC would be advised as to the outcome of that meeting.
- f) **Other**  
No items presented.

**6. SUB-COMMITTEE REPORTS**

**6.1 Finance and Administration Sub-Committee (FASC)**

Councillor Lonsdale reported that the first FASC meeting would take place in March 2008, noting that members would be consulted on meeting dates.

**7. CHAIR AND STAFF REPORTS**

**7.1 Chair's Report**

No items presented.

**7.2 Staff Report**

*Managing Director Report dated January 15, 2008 regarding "Activities from November 21, 2007 – January 16, 2008".*

Regan Schlecker, Managing Director, referred the meeting to the expense claim form included with the public agenda, noting that the mileage rate was raised to \$0.52/km and that new forms would be provided in the upcoming board package. Additionally, RSVP to the LMTAC orientation was requested by Friday, January 25, 2008.

The LMTAC Board received for information the Managing Director Report dated January 15, 2008, regarding "November 21, 2007 to January 16, 2008 Activities".

**8. MISCELLANEOUS REPORTS**

**8.1 Metro Vancouver Aboriginal Relations Committee**

Chair Drew referenced a list of recommended appointments to the Aboriginal Relations Committee to be endorsed formally on January 25, 2008.

**8.2 Fraser Valley Treaty Advisory Committee (FVTAC)**

The meeting was informed that the first 2008 meeting of the Fraser Valley Treaty Advisory Committee was held January 22, 2008, with Arne Zabell appointed as Chair.

FVTAC Chair Arne Zabell advised that there were three active tables with Yale and In-SHUCK-ch at the closing stage; and Stölo at stage four.

**8.3 Union of British Columbia Municipalities (UBCM)**

The Board was informed that the next meeting of the First Nation Relations Committee was scheduled January 24, 2008.

**8.4 Federation of Municipalities (FCM)**

No items were presented.

**9. OTHER BUSINESS**

No items were presented.

**10. INFORMATION**

**It was MOVED and SECONDED**

The LMTAC Board received for information the following items:

- 10.1 Correspondence
- 10.2 UBCM C2C Connect Newsletter
- 10.3 Aboriginal Law Bulletin – Tsilhqot'in Nation v. B.C. 2007 BCSC (Fasken Martineau, November 2007)
- 10.4 LMTAC 2008 Orientation Session, January 30, 2008:
  - Final Draft Agenda
  - RSVP Form
- 10.5 2008 Meeting Schedule
- 10.6 Honorarium and Expense / Feedback Form

**CARRIED UNANIMOUSLY**

**11. CONCLUSION**

**It was MOVED and SECONDED**

That the Regular Meeting of the LMTAC Board held January 23, 2008 be now concluded.

**CARRIED UNANIMOUSLY**

(Time: 6:38 p.m.)