

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

September 23, 2009

Minutes of the Regular Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Board** scheduled Wednesday, September 23, 2009 from 7:20 p.m. to 8:30 p.m. in the 2nd Floor Board/Committee Room, GVRD Offices, 4330 Kingsway, Burnaby, British Columbia.

ATTENDANCE:		
JURISDICTION:	ELECTED REPRESENTATIVES TO LMTAC:	STAFF REPRESENTATIVES TO LMTAC:
Metro Vancouver (RD)	Director Ralph Drew (Chair)	Marino Piombini
Anmore, Village of	Councillor John McEwen	
Belcarra, Village of	Councillor Colin Richardson	
Bowen Island, Municipality of	Councillor Peter Frinton	
Burnaby, City of	Councillor Dan Johnston	David Clutton
Coquitlam, City of		Jay Gilbert
Langley, City of	Councillor Jack Arnold	
Langley, Township of	Councillor Mel Kositsky	
Maple Ridge, District of	Councillor Craig Speirs	
Lions Bay, Village of	Councillor Joanne Ronsley	
North Vancouver, City of	Councillor Bob Fearnley	Ken Tollstam
North Vancouver, District of	Councillor Alan Nixon	James Gordon
Pitt Meadows, City of	Councillor Doug Bing	
Port Coquitlam, City of	Councillor Mike Forrest (departed 7:38 p.m.)	
Port Moody, City of	Councillor Gerry Nuttall	
Squamish, District of	Councillor Corinne Lonsdale	
Squamish Lillooet, RD	Director Jordan Sturdy	
Sunshine Coast RD	Director Lee Turnbull (departed 8:09 p.m.)	
Surrey, City of		Robert Costanzo
Vancouver, City of	Councillor Ellen Woodsworth	
West Vancouver, City of	Councillor Michael Evison	
Whistler, Resort Municipality	Councillor Ralph Forsyth	
White Rock, City of	Councillor Mary Wade Anderson	
LMTAC STAFF ATTENDANCE:		
Regan Schlecker, Managing Director		
Mark Kirsop, Policy Analyst		
GUESTS:		
Director Dennis Adamson, Fraser Valley TAC		
PREPARATION OF MEETING 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 7:27 p.m.

1. AGENDA FOR ADOPTION

1.1 September 23, 2009

It was MOVED and SECONDED

THAT the Agenda for the Regular Meeting of the LMTAC Board scheduled September 23, 2009, be adopted as circulated.

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION / MINUTES FOR INFORMATION

2.1 July 22, 2009 Board

It was MOVED and SECONDED

THAT the Minutes of the Regular Meeting of the LMTAC Board held July 22, 2009, be adopted as circulated.

CARRIED UNANIMOUSLY

3. DELEGATION

No delegations were received.

4. REPORTS

4.1 2009 Workplan Status Report

Related items:

- a) 2009 Workplan Status Report dated September 16, 2009; and
- b) Workplan 2009 A Summary of Key LMTAC Milestones.

Reagan Schlecker, Managing Director, noted that the three pending projects would be done within the next two months; and a 2010 workplan would be brought forward in November 2009 for endorsement.

It was MOVED and SECONDED

THAT the LMTAC Board receive this report for information.

CARRIED UNANIMOUSLY

In response to a member's question, Chair Drew indicated a briefing note was drafted for the Executive Committee discussion with Minister Abbott, and could be shared with the LMTAC Board members. Additionally, the LMTAC Executive would be preparing a letter to the Ministry of Aboriginal Relations and Reconciliation (MARR) with copies to the Archeology Branch and Ministry of Community and Rural Development on a particular referral issue around consultation and would be shared with Board at the earliest opportunity.

A member suggested that the federal minister be contacted with regard to consultation in order to relay the intense concerns of LMTAC. It was noted that LMTAC was in the process of scheduling a presentation to the Integrated Land Management Bureau (ILMB) South Coast Managers Committee, to continue dialogue on the matter of consultation.

With regard to implications of the proposed *Indigenous Nations Recognition Act*, clarification was provided that the First Nations Leadership Council (FNLC) opposed the proposed legislation and Minister Abbott indicated alternatives may be considered to address the outstanding issues of recognition and reconciliation. Minister Abbott would be addressing the matter and discussing next steps during the UBCM pre-Convention study session on Monday, September 28, 2009.

Councillor Corinne Lonsdale indicated Grand Chiefs Ed John and Stewart Phillip would also be providing their perspectives along with Minister Abbott.

7:38 p.m.

Mike Forrest departed the meeting.

5. TABLE PROGRESS REPORTS

5.1 Negotiation Table Reports

- a) **Katzie**
No items presented.
- b) **Musqueam**
No items presented.

- c) **Squamish**
No items presented.
- d) **Hwlitsum**
No items presented.
- e) **Tsleil-Waututh**
No items presented.
- f) **Other**
No items presented.

6. SUB-COMMITTEE REPORTS
6.1 Finance and Administration Sub Committee (FASC)

a) Draft LMTAC 2010 Budget

Related items:

- a) *LMTAC 2009 and 2010 Budget Update dated September 14, 2009;*
- b) *LMTAC Statement of Revenues and Expenditures Budget for the years ended December 31, 2010 and 2009; and*
- c) *Budget Details for the Years Ended December 31, 2010 and 2009.*

Councillor Lonsdale, Chair, Finance and Administration Sub Committee (FASC), advised that \$40,000 in provincial funding would not be forthcoming despite earlier confirmations by the previous Minister. Various options for cost saving and budget amendments had been discussed for the remainder of 2009 and for 2010. Additional savings would be required after 2010. Appreciation was expressed for work done by members on FASC.

It was MOVED and SECONDED

THAT, further to receiving confirmation that LMTAC would not receive a provincial grant for the 2009 Budget year, the LMTAC Board endorse the LMTAC Executive Committee recommendation to take immediate action to reduce expenditures for 2009 by:

- a. suspending FASC for remainder of 2009 and cancelling the October 2009 LMTAC Board meeting;
- b. making application to UBCM for one-time operational funding for AIP Treaty Tables; and
- c. referring website and orientation workshop back to staff.

CARRIED UNANIMOUSLY

In the ensuing discussion the following comments were offered:

- strong discussions are needed with the Province to reinstate funding;
- the website should be maintained for the valuable role it performs;
- the LMTAC procedural bylaw requires maintenance of a reserve fund of 10% of the operating budget, and therefore further measures will need to be taken in future;
- some revenue generating opportunities such as website sponsorship could be considered;
- FCM is looking at renewing a land management project; there is opportunity to dialogue on how federal funds could be sourced to operate some programs; and
- UBCM funding information came out September 22, 2009; a case could be made to access more money since work of LMTAC is shared with other TACs.

8:09 p.m.

Lee Turnbull departed the meeting

It was MOVED and SECONDED

THAT, further to receiving confirmation that LMTAC would not receive a provincial grant for the 2009 or 2010 Budget year, the LMTAC Board endorse the Executive

Committee recommendation to take immediate action to revise the Draft 2010 Budget to:

- a. amend the bottom line by \$40,000;
- b. consolidate FASC into the Executive Committee;
- c. schedule LMTAC bi-monthly meetings; and
- d. host the orientation session at no cost.

CARRIED UNANIMOUSLY

In general discussion the following was considered:

- a suggestion to provide direction to staff to examine opportunities to fundraise and investigate ongoing revenue sources; and
- Minister Abbott should be made aware that there will likely be questions during the September 28, 2009 question and answer pre-Convention workshop session about budget cuts.

Request for Action

It was requested that a binder of the policy papers and various analysis done throughout the TFN treaty negotiation process be made available at the September 28, 2009 meeting with Minister Abbott to demonstrate the output of LMTAC, and in particular that LMTAC staff demonstrate LMTAC's ongoing commitment to providing value to the Province.

It was MOVED and SECONDED

THAT the LMTAC Board request that:

- a) the LMTAC Executive Committee present to the Ministers their serious concerns related to:
 - i. the withdrawal of committed funding for FY 2009/10, and
 - ii. the impact the withdrawal will have on enabling treaties to go forward; and,
- b) the LMTAC members ask their respective Councils to write to the appropriate Ministers emphasizing concerns related to the withdrawal of committed funding to LMTAC.

CARRIED UNANIMOUSLY

Request for Action

It was requested that LMTAC staff provide a draft letter to be circulated to member municipalities, with a request for urgent attention by administrators to write to Ministers expressing concern relative to the withdrawal of LMTAC funding.

Further suggestion was offered that municipalities carbon copy their correspondence to Ministers, to LMTAC members and their municipalities.

7. CHAIR AND STAFF REPORTS

7.1 Chair's Report

No further report.

7.2 Staff Report

Related item: Managing Director Report dated September 16, 2009 regarding July 15, 2009 – September 16, 2009 Activities.

8. MISCELLANEOUS REPORTS

8.1 Metro Vancouver Intergovernmental Relations Committee

No report presented.

8.2 Fraser Valley Treaty Advisory Committee (FVTAC)

Councillor Mel Kositsky provided a verbal report on the highlights of a September 22, 2009 FVTAC Board meeting noting: budget was revised to consider lack of funding; and Yale treaty is

awaiting ratification due to there not being a federal fisheries mandate. He further noted that a presentation was received from Sandra Carter, including her review of a BC Supreme Court decision in *Baynes Sound Area Society for Sustainability v. Comox Strathcona (Regional District)* April 28, 2009 regarding Official Community Plan (OCP) consultation processes..

Request for Action

It was requested that Mel Kositsky electronically circulate to LMTAC members, information on OCP amendments to show determination of consultation process.

8.3 Union of British Columbia Municipalities (UBCM)

No items presented.

8.4 Federation of Municipalities (FCM)

Councillor Mel Kositsky advised that Municipal-Aboriginal relations was now a top priority. At a FCM National Board of Directors meetings held September 9-12, 2009, the revival of the land management project contract was considered; and a presentation was received on local government and aboriginal relationships considering an Ontario government policy document on duty to consult.

8.5 Treaty Implementation

No update provided.

9. OTHER BUSINESS

9.1 Summary of Results – Monthly Board Feedback Form (July 22, 2009)

Mark Kirsop, Policy Analyst, reported that all feedback requests following the July 22, 2009 meeting had been followed up on. The Department of Justice representative brought attention to the Cowichan Valley Regional District consultation; a copy of the petition was included in the Board package and more information would be provided as available. He advised the Annual Board survey submission deadline was October 1, 2009.

10. INFORMATION

It was MOVED and SECONDED

That the LMTAC Board receive for information the following items:

- 10.1 Correspondence
- 10.2 LMTAC Memo re UBCM Resolution B143 Strategic Engagement Agreements
- 10.3 Supreme Court of BC Petition by Cowichan Tribes (July 13, 2009)
- 10.4 2009 Meeting Schedule
- 10.5 Honorarium and Expense / Feedback Form.

CARRIED UNANIMOUSLY

11. CONCLUSION

It was MOVED and SECONDED

That the Regular Meeting of the LMTAC Board held September 23, 2009 be concluded.

CARRIED UNANIMOUSLY

(Time: 8:32 p.m.)