

**Regular Council Meeting
Aamjiwnaang First Nation
Tuesday, April 18, 2017 - 5:00 PM**

The Regular Council Meeting was held on the above-date in the Administration Complex Council Chambers scheduled for 5:00 PM.

Council Members Present: Chief Joanne Rogers, Councillor Dallas Sinopole, Councillor Sherri Crowley, Councillor Shawn Plain (excused at 8:30 pm), Councillor John Adams, Councillor Errnol Gray

Regrets: Councillor Darren Henry (personal)

Others Present:

June Simon, Band Manager

Jessica Pickett, Lands Management Planner

Trudy Maness, Community Member

Joe Day, Guest

Matt Stone, Legal Aid Ontario

Paul Santos, Ministry of Transportation

Rose John, Finance Coordinator

Selina “Kim” Henry, Community Member

Jackie Day, Community Member

Crystal George, Legal Aid Ontario

Rob Wallis, Ministry of Transportation

Cathy Giesbrecht, Ministry of Transportation

Call to Order:

Chief Joanne Rogers called the meeting to order at 5:00 p.m. and Councillor Dallas Sinopole, offered a prayer.

Special Council Meeting Minutes, Thursday, March 30, 2017

Discussion: Councillor Sherri Crowley requested a copy of information from the Indigenous and Northern Affairs meeting with the Senior Funding Officer. The Band Manager, provided a brief update on the transparency and accountability workshop that she and the Finance Coordinator attended last week. The Band Manager, also provided an update on the removal of the internet towers and another incident with the solar lighting that required attention for community safety.

Motion #1. MOVED BY: Errnol Gray
SECONDED BY: John Adams

That this Council adopts the Special Council Meeting Minutes, March 30, 2017, with noted changes.

MOTION CARRIED

Follow-Up:

- A/Band Council Clerk to complete noted changes.

Regular Council Meeting Minutes, Monday, April 3, 2017

Discussion: There was a question as to whether an inquiry had been sent to Indigenous and Northern Affairs Canada regarding funding for the By-Election, the Band Manager, provided an update. It was also noted that a request has been submitted to Tecumseh Community Development Corporation, for a proposal writer. There was a question about the task force for the Metis Nation ongoing assertions and claims and whether a meeting has taken place yet, to date no meeting has been held, a date to be selected under New Business.

Motion #2 MOVED BY: Sherri Crowley
SECONDED BY: Shawn Plain

That this Council adopts the Regular Council Meeting Minutes, Monday, April 3, 2017, with noted change.

MOTION CARRIED

Follow-Up:

- A/Band Council Clerk to complete noted change.

Item #1: Selina “Kim” Henry – Request

Discussion: Kim Henry and Trudy Maness were in attendance for the request and provided a brief review of the Aamjiwnaang Shopping

Follow-Up:

- Cheque requisition required.

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Ladies, their purpose and noted the importance of giving back to the community. Chief Joanne Rogers reminded Council that other requests from community member have been approved at the specified rate of \$500.00 (five-hundred dollars).

Motion #3. MOVED BY: John Adams
 SECONDED BY: Dallas Sinopole

That this Council approves Kim Henry's request for monetary support in the amount of \$500.00 (five-hundred dollars), for the 8th Annual Pretty in Pink Cruise, for the Canadian Cancer Society – Transportation Program Sarnia-Lambton. Request supported through Council Contingency Funds.

MOTION CARRIED

Item #2: Lands Management Officer

a) Briefing Note – Re: Ministry of Transportation-Proposed Improvements Along Highway 40 **Follow-Up:**

Discussion: The Lands Management Officer was in attendance along with Ministry of Transportation (MTO) representatives to review the proposed improvements along Highway 40. The submitted information was reviewed by the MTO representatives who responded to questions and concerns, as the presentation progressed. Council wanted to ensure that the Environment Coordinator had been involved with the consultation process and the Lands Management Officer, confirmed that, yes she has. It was noted that there is an identified team of representatives that will include Aamjiwnaang staff and MTO representatives as the planning moves forward. ➤ N/A

Motion #5. MOVED BY: John Adams
 SECONDED BY: Dallas Sinopole

That this Council acknowledges the Lands Management Officer briefing note and accepts the recommendation to approves using a permit as opposed to an agreement, which does not include approval for next stage of development of the Preliminary Design Stage.

MOTION CARRIED

b) Briefing Note – Re: Plains Midstream Canada-Depth of Cover Request, April 2017 **Follow-Up:**

Discussion: The Lands Management Officer was in attendance and provided a brief overview of the scope of work to be completed and noted that a field probe will be used to ensure accuracy of depth of Plains Midstream Pipelines. There was a brief discussion regarding the original agreement and fees and it was noted that new agreements will need to be negotiated. ➤ N/A

Motion #6. MOVED BY: Shawn Plain
 SECONDED BY: Dallas Sinopole

That this Council acknowledges the Lands Management Officer briefing note dated April 18, 2017, and accepts the recommendation to approve Plains Midstream Canada to access the Right of Way (ROW) and perform a depth of cover assessment.

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MOTION CARRIED

c) Briefing Note – Re: Plains Midstream Canada-Annual Rentals Payable 2017

Follow-Up:

Discussion: The Lands Management Officer was in attendance and noted that new agreements are needed for Plains Midstream Canada. It was also noted that there needs to be a separate meeting to further discuss expired agreements, Consumer Price Index (CPI), increases, providing information to locatees for pipelines and the agreements, land rental fees, daily access fees, land appraisal process and conflict of interest. It was suggested that locatees to receive a correspondence that clearly explains the pipeline payment. The Lands Management Officer to provide a briefing note with suggested dates for a Special Council Meeting.

- Lands Management Officer, to provide dates for a Special Council Meeting.
- Learning opportunities to be offered to Locatees for pipelines and agreements.

Motion #7. MOVED BY: Shawn Plain
SECONDED BY: John Adams

That this Council acknowledges the Lands Management Officer briefing note dated April 18, 2017, and Plains Midstream Canada, correspondence of March 23, 2017, and accepts the annual rentals payable for the three (3) expired agreements, #1, #2, and #3, in the amount of \$408,122.12 (four-hundred, eight-thousand, one-hundred, twenty-two dollars and twelve cents) for a one-year extension of the existing permit arrangement.

MOTION CARRIED

Item #3: Finance Coordinator

a) Financial Update, Period Ending March 31, 2017

Follow-Up:

Discussion: The Finance Coordinator provided updated financial information for year-end and reviewed with Council. The Culture and Heritage Club budget was also reviewed noting that there are two separate budgets, one for the club's regular activities and one for Councils donation. Council was also informed that the auditors will be on site beginning the week of May 22, 2017. The Chief asked if the Culture and Heritage Club is now a Standing Committee of Council? It was noted that, they are not and Council had request a report of activities, meeting minutes and terms of reference for further consideration.

- N/A

Motion #9. MOVED BY: Shawn Plain
SECONDED BY: Dallas Sinopole

That this Council acknowledges the Finance Coordinators' update for the period ending March 31, 2017, as presented.

MOTION CARRIED

b) Canadian Mortgage and Housing Corporation (CMHC) Mortgage Loan Renewal – Maness Court

Follow Up:

Discussion: The Finance Coordinator updated Council on the loan renewal process and noted that additional information has been requested for all housing phases, and a full housing report will be generated and presented at a future date.

- N/A

Motion #10. MOVED BY: Ernol Gray
SECONDED BY: Sherri Crowley

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That this Council approves the Canadian Mortgage and Housing Corporation (CMHC) Reference: #14-846-778-007, Loan Renewal, for June 1, 2017, for Ten (10) Scattered Units: 100, 104, 108, 112, 115, 116, 119, 120, 123 & 124 Maness Court, for a term of five (5) years.

MOTION CARRIED

c) Canadian Mortgage and Housing Corporation (CMHC) Physical Condition Review – Reference #14-778 (Pre-1997) Phases: 001, 003, 004, 005, 006 and Reference #18-633-818 (Post-1996) Phases: 001, 002

Follow Up:

Discussion: The Finance Coordinator reviewed the information in the correspondences and noted the changes at Canadian Mortgage Housing Corporation (CMHC) with regards to inspections for CMHC homes. Council Housing portfolio holder, Councillor Shawn Plain, provided additional facts and information to support of the Finance Coordinators' information. It was also noted that there are other housing needs outside CMHC homes that may require attention as well, and Council must consider the needs of the entire community. The Finance Coordinator, informed Council that a job description and budget will be developed for a housing maintenance worker, and will be submitted for Council consideration. The Chief asked if homeowners were going to be notified of the impending inspection for CMHC homes? It was suggested that the Housing Coordinator, determine when inspection will take place and prepare a correspondence to notify and inform CMHC homeowners.

- The Finance Coordinator, to develop a job description and budget for housing maintenance worker.
- The Housing Coordinator to determine when CMHC house inspections will take place and prepare a correspondence to notify homeowners.

Motion #11. MOVED BY: Sherri Crowley
SECONDED BY: Dallas Sinopole

That this Council acknowledges the Canadian Mortgage and Housing Corporation (CMHC) correspondences (2) of February 13, 2017, regarding the Physical Condition Review, reference #14-846-778 (Pre-1997), for Phases: 001, 003, 004, 005, 006, and 007; and, reference #18-633-818 (Post-1996), for Phases: 001 and 002, as presented.

MOTION CARRIED

Item #4: Matt Stone – Legal Aid Ontario Update on Legal Clinics

Follow-Up:

Discussion: Matt Stone and Crystal George were in attendance to provide an update to Council for the Legal Aid Ontario – Advice Clinics and Community Engagement, that began March 30, 2016. The Advice Clinic statistical data was provided for the year with details for appointments, number served and service by area. Key areas of importance were also reviewed and included: Locatee payments and agreements; Matrimonial and Real Property (MRP) legislation; wills and estates; assistance being offered for on-reserve and off-reserve members; and, the use of Circles for conflict resolution. It was suggested that a community presentation be planned for review of the MRP and that a correspondence be attached to all Locatee payments clearly explaining payment and what is included. The Chief mentioned that she has been making referrals to the program and is pleased with the success of the service. Councillor Sherri Crowley, mentioned that the Development Committee has been working

- A community presentation is to be planned for review of the MRP.
- A correspondence to be developed for Locatees that clearly explains payment and what is included.

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on the draft MRP and a final version will be presented for Council to review prior to a community presentation.

Motion #8. MOVED BY: Sherri Crowley
 SECONDED BY: John Adams

That this Council acknowledges the Legal Aid Ontario legal representative's presentation and information, as presented.

MOTION CARRIED

Item #5: Housing Coordinator - Briefing Note – Re: Housing Survey Results

Follow Up:

Discussion: The dated selected for the presentation is April 26, 2017, from 10:00 am – 1:00 pm, and will be held at Maawn Doosh Gumig Community and Youth Centre.

➤ April 26, 2017, 10 am – 1 pm for presentation of the survey results.

Item #6: Emergency Management Planner

a) Memorandum – Re: Nuclear Waste Management Organization (NWMO) Project

Follow-Up:

Discussion: The Chief requested that the information be shared with the Program Coordinators' for information purposes to avoid over booking events on same dates. The Community Information Officer, requested as to whether information can be shared via the website without prior approval from Council. Information may be shared at the discretion of the Community Information Officer.

➤ N/A

Motion #12. MOVED BY: Dallas Sinopole
 SECONDED BY: Sherri Crowley

That this Council acknowledges the Emergency Management Planner memorandum dated April 7, 2017, regarding the update for the Nuclear Waste Management Organization (NWMO) Project, as presented.

MOTION CARRIED

b) Aamjiwnaang First Nation Nuclear Waste Management Organization (NWMO) Draft Work Plan

Follow-Up:

Discussion: The Chief requested to know where and what youth will be participating in the youth presentation and suggested to include High School students as well.

➤ Presentation to be planned with local High School students.

Motion #13. MOVED BY: Sherri Crowley
 SECONDED BY: John Adams

That this Council acknowledges the Emergency Management Planner memorandum regarding the Aamjiwnaang First Nation – Nuclear Waste Management Organization (NWMO) Draft Work Plan, as presented.

MOTION CARRIED

c) Notification Report March 2017

Follow-Up:

Discussion: There was a brief discussion and it was noted that more follow-up should be listed in the report. The Chief noted that the Environment Coordinator assisted with drafting a resolution for SO2 Emissions and Technical Standards, and has been submitted

➤ The Emergency Management Planner to prepare a graph chart to support the

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and added to the agenda for the upcoming Chiefs of Ontario – Special Chiefs Assembly, and the Anishinabek Nation – Grand Council Assembly, Chief Tom Bressette, has agreed to second the resolution. It was requested that the Emergency Management Planner to prepare a graph chart to support the resolution.

resolution for SO2 emissions.

➤ Pages to be numbered in the Notification Reports.

Motion #14. MOVED BY: John Adams
SECONDED BY: Dallas Sinopole

That this Council acknowledges the Emergency Management Planner, Notification Report, March 2017, as presented.

MOTION CARRIED

Item #7: Health Director

a) Briefing Note – Re: Canadian Institute of Health Research Indigenous Wellness Grant

Follow Up:

Discussion: None

➤ N/A

Motion #15. MOVED BY: Dallas Sinopole
SECONDED BY: John Adams

That this Council acknowledges the Health Director briefing note regarding the approval of the Canadian Institute of Health Research Indigenous Wellness Catalyst Grant, as presented.

MOTION CARRIED

b) Briefing Note – Re: Summer Jobs Canada

Follow Up:

Discussion: None

➤ N/A

Motion #16. MOVED BY: Sherri Crowley
SECONDED BY: Dallas Sinopole

That this Council acknowledges the Health Director briefing note regarding the funding approval for Summer Jobs Canada, as presented.

MOTION CARRIED

c) Health Committee Meeting Minutes, March 9, 2017

Follow Up:

Discussion: The Chief brought attention to the discussion listed in Item #3, of the Health Committee Meeting Minutes, and noted that the committed has expressed concern for not receiving Notification Reports. The Community Information Officer confirmed that they are posted on the website.

➤ N/A

Motion #17. MOVED BY: Errol Gray
SECONDED BY: Sherri Crowley

That this Council acknowledges the Health Committee Meeting Minutes, March 9, 2017, as presented.

MOTION CARRIED

Item #8: Membership Officer – Register Change Report March 2017

Follow Up:

Discussion: None

➤ N/A

Motion #18. MOVED BY: Errol Gray
SECONDED BY: Dallas Sinopole

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That this Council acknowledges the Membership Officer, submission of the Register Change Report for March 2017, as presented.

MOTION CARRIED

Item #9: Development Committee Meeting Minutes, March 23, 2017

Follow Up:

Discussion: There was a brief discussion about the Permit to Reside application and associated fees. Council requested information with regards to how many permits have been issued and who is pays the fee. It was noted that there are those who pay the fee faithfully and those who do not. It was suggested that the sponsoring Band member be held accountable and responsible for the fees and that permit fees be deducted from annual distribution and/or pipeline payments if there is an amount owing.

➤ N/A

Motion #19. MOVED BY: John Adams
SECONDED BY: Errnol Gray

That this Council acknowledges the Development Committee Meeting Minutes, Thursday, March 23, 2017, as presented.

MOTION CARRIED

Item #10: Correspondence and Information

a) Councillor Darren Henry (email) – National Day of Mourning

Follow Up:

Discussion: None

➤ Cheque requisition prepared.

Motion #20. MOVED BY: Dallas Sinopole
SECONDED BY: Sherri Crowley

That this Council acknowledges Councillor Darren Henry's email correspondence and approves \$500.00 (five-hundred dollars) for singers and dancers, honorarium for the annual National Workers Day of Mourning, on April 28, 2017.

MOTION CARRIED

b) Tecumseh Community Development Corporation (TCDC) Annual Meeting of Members

Follow Up:

Discussion: Councillor Sherri Crowley, expressed interest in attending the meeting.

➤ BCR to be forwarded to TCDC.

Motion #21. MOVED BY: John Adams
SECONDED BY: Errnol Gray

That this Council adopts BCR 2017/2018 #6, regarding the appointment for delegates attending the Tecumseh Community Development Corporation, Annual Meeting of Members, on April 21, 2017, at London, Ontario.

MOTION CARRIED

c) Indigenous and Northern Affairs Canada (INAC) – Electoral Officer

Follow Up:

Discussion: None

➤ N/A

Motion #22. MOVED BY: Dallas Sinopole

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SECONDED BY: Sherri Crowley

That this Council acknowledges the Indigenous and Northern Affairs Canada (INAC) correspondence of April 4, 2017, regarding the appointment of Vaughn Johnston, as the Electoral Officer for the By-Election.

MOTION CARRIED

d) Indigenous Education Symposium-Reconciliation Through Education, Hosted by Aamjiwnaang Education Department

Follow Up:

Discussion: Some members of Council extended regrets and are unable to attend the symposium. It was also suggested that a community calendar be created listing all community events to avoid overbooking important events.

➤ N/A

Motion #23. MOVED BY: Dallas Sinopole
SECONDED BY: Errnol Gray

That this Council acknowledges Aamjiwnaang Education Department, invitation to the Indigenous Educators' Symposium, being held May 4 and 5, 2017, at Maawn Doosh Gumig.

MOTION CARRIED

e) Ministry of Natural Resources and Forestry – Re: Proposed Changes to the Regulations Under the Public Lands Act (PLA)

Follow Up:

Discussion: None

➤ N/A

Motion #24. MOVED BY: John Adams
SECONDED BY: Dallas Sinopole

That this Council acknowledges the Ministry of Natural Resources and Forestry correspondence of April 4, 2017, regarding the proposed changes to the regulations under the Public Lands Act (PLA), as presented.

MOTION CARRIED

Item #11: New Business

a) Union of Ontario Indians Memorandum – Re: Child Well-Being Conference Invitation

Follow Up:

Discussion: The Chief mentioned that the conference is at the same time as many other events and asked if any members of Council were available to attend. It was also noted that a request was sent to the organizer to come to Aamjiwnaang for a presentation and that request is still outstanding. The A/Band Council, is to follow-up and determine status of request.

➤

b) Chief Joanne Rogers – Re: Law Day

Follow Up:

Discussion: The Chief provided an overview of the planned event that is to take place for secondary school students at the court buildings and noted that she is one of the speakers for the event on April 20, 2017, at 1:00 pm. Members of Council were encouraged to attend if they are available.

➤

c) Chief Joanne Rogers – Re: Shell Addition to Reserve (ATR) Information

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Discussion: The Chief distributed updated information for the Addition to Reserve for Council to review. > N/A

d) Chief Joanne Rogers – Re: Margret Bird, Book Launch

Follow-Up:

Discussion: The Chief, informed Council that Margaret Bird, will be doing a book launch, and has been persistent in calling her office looking for support from the Chief's office. An informational flyer was distributed for Councils consideration. > N/A

e) Councillor John Adams – Request for Special Council Meeting

Follow-Up:

Discussion: On behalf of the Education Coordinator, Councillor Adams, requested a Special Council Meeting to review the Master Education Agreement for the Anishinabek Education System. After a brief discussion and review of scheduling, it was determined that the presentation would take place at a Regular Council Meeting. > RCM of May 1, 2017 will be rescheduled until May 8, 2017.

Motion #25. MOVED BY: Dallas Sinopole
SECONDED BY: Sherri Crowley

That this Council agrees to hold the next Regular Council Meeting on May 8, 2017. Further, that the Master Education Agreement will be reviewed and the Council agenda will be adjusted accordingly.

MOTION CARRIED

f) Chief Joanne Rogers – Re: Update Meeting with Sarnia Police

Follow-Up:

Discussion: The Chief, informed Council that during the meeting with Sarnia Police there was a discussion about by-law enforcement. It was mentioned that there is a lengthy process for a by-law to be recognized by a Chief Justice, before it can be enforced by the police. There would need to be a Memorandum of Understanding (MOU) with the County of Lambton, to prosecute on by-law infractions. > N/A

g) Councillor John Adams – Re: Solar Lighting at the Skate Park

Follow-Up:

Discussion: Councillor Adams, mentioned that the solar lighting at the skateboard park requires attention, one has fallen and the other is very loose. The Band Manager, informed Council that public works is taking care of the matter. It was also mentioned that perhaps the building in Bear Park could be stained for continued preservation and appearance. The trusses at the community centre also require attention to ensure their preservation as well. > N/A

h) Councillor Dallas Sinopole

Follow-Up:

Discussion: On behalf of the Environment Committee and department Councillor Sinopole, requested that a member of Council be present for the opening of Earth Day Celebration. Councillor Errnol Gray, offered to attend and offer opening remarks. > N/A

i) June Simon, Band Manager – Re: Staff Training Update

Follow-Up:

Discussion: The Band Manager, provided a brief update for the upcoming staff training session and noted that call-in staff will cover the phones at the Band Office and Health Centre. Council was also > N/A

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updated on the process for updating all policies and noted that an external agency will be working with the Human Resource Officer, for the next few months to complete review and revise as needed.

j) Councillor Errnol Gray – Re: Nova Integrity Dig Security Concern Follow-Up:

Discussion: Councillor Gray, informed Council that a community member expressed concern regarding work taking place on Aamjiwnaang. The Band Manager, noted that a meeting took place with the Lands Management Officer to discuss the matter and all safety precautions are in place. It was noted that no one individual has the authority to speak on behalf of Aamjiwnaang in any capacity. It is recommended that community members put their concerns, comments, and/or suggestions in writing and submit to Chief and Council. ➤ N/A

Item #12: In-Camera Session

Motions in Camera - #26, #27, #28, #29, #30

Item #13: Adjournment

Motion #31. MOVED BY: Errnol Gray
 SECONDED BY: John Adams

That this Council Adjourns at 10:35 P.M.

MOTION CARRIED

Recorded By:
Lynn M. Rosales,
A/Band Council Clerk