

**Regular Council Meeting
Aamjiwnaang First Nation
Monday, August 21, 2017 - 5:00 PM**

The Regular Council Meeting was held on the above-date at Maawn Doosh Gumig Community and Youth Center, Gym, scheduled for 5:00 PM.

Council Members Present: Chief Joanne Rogers, Councillor Dallas Sinopole, Councillor Sherri Crowley, Councillor Shawn Plain, Councillor Marina Plain, Councillor John Adams, Councillor Errol Gray, Councillor Tom Maness, Councillor Mike Jackson

Regrets: Councillor Darren Henry (Vacation)

Others Present:

June Simon, Band Manager

Sandy Waring, Community Information Officer

Chenoa Plain, Education Assistant

Alan Plain, Community Member

Steve DeGurse, Community Member

David Plain, Community Member

Rose John, Finance Coordinator

Jessica Pickett, Lands Management Officer

Dennis Plain, AFSAR Lead Technician

Fenton Plain, Community Member

Charles Rogers, Community Member

Monica Virtue, Filmmaker/Designer/Researcher

Call to Order:

Chief Joanne Rogers, called the meeting to order at 5:05 p.m. and Councillor Marina Plain, offered a prayer.

Special Council Meeting Minutes, Wednesday, August 2, 2017

Discussion: There were brief comments confirming information for the completion of Council Motion.

Motion #1. MOVED BY: Sherri Crowley
SECONDED BY: John Adams

That this Council adopts the Special Council Meeting Minutes, Wednesday, August 2, 2017, with noted changes.

MOTION CARRIED

Follow-Up:

- Band Council Clerk to complete noted changes.
- Band Council Clerk to note in minutes when and excused individual returns to the meeting.

Regular Council Meeting Minutes, Tuesday, August 8, 2017

Discussion: Comments were heard for noted changes in the minutes.

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

That this Council adopts the Regular Council Meeting Minutes, Tuesday, August 8, 2017, with noted changes.

MOTION CARRIED

Follow-Up:

- Band Council Clerk to complete noted changes.

Item #1: Monica Virtue Presentation – Re: Visualizing the Past/Future of Aamjiwnaang **Follow-Up:**

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Discussion: Ms. Monica Virtue was introduced and offered the floor to present her concept of “Visualizing the Past/Future of Aamjiwnaang”. The proposed video project is strictly for educational purposes and not-for-profit. Ms. Virtue, noted that the Ethics Board at the university will assist in ensuring that the information being collected and presented is done in a manner that will not cause any harm (i.e. trauma, lateral violence, etc....). The presentation included: personal introduction and background education; goal of the proposed film project; using case study to depict how lands were stolen; brief review of the structure of Indian Affairs and the use of Indian Agents; surrender and enfranchisement meetings; Huron Tract Treaty; and, potential benefits to the community.

The proposed project would consist of an interactive map of the Huron Tract Treaty area, where the history of the community would unfold in layers.

Comments from Council included: the project could prove to be beneficial for student and the community for educational purposes; knowing our collective history is important (i.e. treaties, land surrenders, industrial development, modernization, etc....); the need to consider other First Nations that were once a part of one Nation; the value of knowledge sharing for the younger generation; important to remain mindful of collection of data and avoid internal and external conflict.

In Closing, It was suggested that a workplan be developed for completion of the project that clearly states the purpose, background, data collection process and completion date. Ms. Virtue, was thanked for her time and presentation.

Item #2: Alan Plain – Artifacts and Fossils

Discussion: Mr. Alan Plain, was in attendance and presented information to Chief and Council for the collection of artifacts and fossils that he has collected through the years while walking through Aamjiwnaang territory. It was stated that he need assistance with authentication of his collection and deems them to be an important part of Aamjiwnaang, with historical significance. Mr. Plain, went on to say that the collection could possibly be an asset for a Culture and Heritage Centre. Further discussion and comments included: approximate cost for appraisal of collection; approaching Tecumseh Community Development Corporation (TCDC) and Aamjiwnaang Employment and Training for funding options; contacting university representatives where

Follow-Up:

- **TABLED**
- Mr. Alan Plain, to develop a proposal for Council consideration.

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Aamjiwnaang artifacts from the Bluewater Bridge expansion are currently being stored; value of the collection is recognized and the collection should remain in Aamjiwnaang; and, contacting the Ministry of Tourism and Sports.

In closing, it was suggested that Mr. Plain, develop a proposal for all associated cost for appraisal of the collection with clear expected outcome.

Item #3: Education Coordinator

a) Briefing Note – Re: Literacy and Basic Skills Program – Operating Budget

Follow-Up:

Discussion: The Education Assistant was in attendance for the item.

➤ N/A

Motion #4. MOVED BY: Shawn Plain
SECONDED BY: John Adams

That this Council acknowledges Education Coordinators' briefing note and accepts the recommendation to approve the amended 2017-2018 Literacy and Basic Skills program agreement with an increase of \$9,800.00 (nine-thousand eight-hundred dollars) to the operating budget and planned learner targets of twenty-seven (27).

MOTION CARRIED

b) 2017-2018 New Paths for Education – Approval (Revised Total)

Follow-Up:

Discussion: The Education Assistant was in attendance for the item.

➤ N/A

Motion #5. MOVED BY: Errnol Gray
SECONDED BY: John Adams

That this Council accepts the 2017-2018 New Paths for Education amending funding Agreement No. 16-17-ON-000063, Amendment No. 0005, as presented.

MOTION CARRIED

c) Education Committee Recommendation – Re: Wednesday, July 8, 2017

Follow-Up:

Discussion: The Education Assistant was in attendance for the item and discussion. It was noted that the student has been on the honors role and missed the funding deadline for the Southern First Nation Secretariat (SFNS) and had to apply for OSAP. Council

➤ Education Assistant will ensure that letters will go out to students for

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members expressed concern that an honors student had to apply for OSAP. It was noted that there are other students attending college through other programs such as Student Working at College (SWAC), and are not eligible for funding through SFNS and, also had to apply for OSAP funding.

the post secondary funding applications.

Further discussion included: special needs students; maturity level of younger students who may require additional assistance; and, it was noted that some students graduating from secondary school today are younger and may require additional guidance and support. Councillor Shawn Plain, noted that as a community member, he feels as though it is a Conflict of Interest, when Aamjiwnaang students are topic of discussion at SFNS Board of Directors meetings.

The Education Assistant, also reviewed the process for students to apply for laptops that awarded upon graduation. It was noted that students must confirm that they are entering post-secondary.

Motion #6. MOVED BY: Sherri Crowley
 SECONDED BY: Tom Maness

That this Council acknowledges the Education Committee Meeting Minutes and approves the amount of \$500.00 (five-hundred dollars) for Autumn Ireland, for post-secondary fee deposit for first semester fees for the 2017-2018, Year-One (1), Practical Nursing Program.

MOTION CARRIED

Motion #7. MOVED BY: John Adams
 SECONDED BY: Errnol Gray

That this Council direct Chief Joanne Rogers to draft a correspondence to the Southern First Nation Secretariat, directing them to allocate funds for Autumn Ireland, post-secondary fees for first semester of the 2017-2018, Year-One (1), Practical Nursing Program.

MOTION CARRIED

**Item #4: Lands Management Officer Briefing Note – Re: Pembina Line 94 Follow-Up:
 – Cathodic Protection**

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Discussion: The Lands Management Officer, was in attendance and provided a brief overview of the request for access to the Right of Way (ROW) for Cathodic Protection testing, and noted that there will be no ground work and testing will take place at three-locations.

There was a brief discussion for clarification on declaring Conflict of Interest. A lengthy discussion followed and included: review of issues to bring new members of Council up to date on the matter; previous access approval; outstanding agreement; Indigenous and Northern Affairs (INAC) involvement or lack of; being mindful of safety and integrity of existing pipeline; liability of parties involved; an assignment should be in place for third party agreement; review of past legal correspondence, reference to 1951 indenture; current status of payments; negotiation of a new agreement that reflect Aamjiwnaang terms; and, being mindful of safety concerns and not financial gain.

In conclusion, it was suggested that the Lands Management Officer, provide additional background information for payment history and terms of previous agreement. It was also noted that the current in-house resource, namely the "Pipeline Binder", needs to be kept up-to-date. And, a letter of invitation be forwarded to Mr. Ken Brosseau, Regional Manager, to meet with Council regarding the matter.

➤ **TABLED**

- Lands Management Officer to
 - provide more background information – payment history and terms of agreement.
 - keep Pipeline Binder up-to-date.
 - invite Ken Brosseau, Regional Manager, to meet with Council regarding the pipeline matter.

Item #5: Environment/Species at Risk Briefing Note – Re: Drone Footage and Aboriginal Funding Species at Risk (AFSAR) Final Report

Follow Up:

Discussion: The AFSAR Lead Technician, was in attendance to review the submitted report and answer questions. Council expressed their appreciation for the report and noted that it was well written.

➤ N/A

Motion #3. MOVED BY: Sherri Crowley
SECONDED BY: John Adams

That this Council acknowledges the Environment/Species at Risk briefing note and accepts the recommendation to support the Environment Department/Species at Risk in producing a short video of the drone fly-over and providing it to the community through various means (i.e. Social Media, Earth Day, etc....). And, that the Aboriginal Fund Species at Risk Report with it's crucial information be submitted to Environment Canada so that the importance of the ecosystem can be included/updated when it comes to potentially harmful industrial activities.

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Item #6: Finance Coordinator

a) Briefing Note – Re: Fire and Police Services Invoices

Discussion: The Finance Coordinator, was in attendance and briefly reviewed the information and noted that there are minor increases for both service providers. It was also noted that a request will be forwarded to Indigenous and Northern Affairs (INAC), for fire protection, potential refund could be for up to 80% of the total invoice. Further discussion included: amounts of fees for the service provided by the Sarnia Police; Aamjiwnaang one of the only First Nations that pays for policing; concern expressed for services rendered; police agreement needs to be in place; requesting police presence during industry shutdown; install three-way stop at Christopher Drive and Tashmoo; and, install speed bumps along Tashmoo.

The Chief noted that the Police are responding to calls, and have assisted with several community matters (i.e. Marijuana grow-op, dumping, trespassing), and always respond when called on. It was also noted that a policing agreement has been forwarded to legal for review, an update will be forthcoming. It was suggested that the Band Manager, to look for a funding source for policing agreement with the Ontario Provincial Police.

Motion #8. MOVED BY: Tom Maness
SECONDED BY: John Adams

That this Council acknowledges the Finance Coordinators' briefing note regarding Invoice for Fire Protection and Police Protection, and accepts the recommendation to approve the payments of \$76,835 for Fire Protection and \$114,799.00 for Police Protection.

MOTION CARRIED

b) Schedule of Council Honoraria and Unelected Senior Officials

Discussion: The Finance Coordinator, was in attendance and briefly reviewed the information and noted that unelected official information is not public, but elected official's information is public. There was a brief discussion regarding the Council Honoraria, and it was noted that there has not been an increase since the late 1980's. It was noted that any increases or changes for honoraria would not become effective until after the next election.

Motion #9. MOVED BY: Errol Gray

Follow-Up:

- Band Manager, to look for a funding source for policing agreement with the Ontario Provincial Police.
- Incident Reports to be requested and included in the reporting requirements in the new policing agreement.

Follow-Up:

- Auditor to make generate additional note for the Chief salary, time in office to be noted and accurately reflects the difference in the

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SECONDED BY: Marina Plain

amount of
remuneration.

That this Council acknowledges BDO Independent Auditor's Report of the Aamjiwnaang First Nation, Schedule of Salaries, Honoraria, Travel Expenses and Other Remuneration – Unelected Officials, as presented.

MOTION CARRIED

c) Financial Update – Re: Council Contingency and Community Spirituality

Follow-Up:

Discussion: The Finance Coordinator, was in attendance and briefly reviewed the information and noted that full reimbursement has been received from Anishinabek Nation for the Annual Chiefs Assembly. It was noted that there is now a North American Indigenous Games (NAIG), Masters Division, and is scheduled to begin competitions in 2018. > N/A

Motion #10. MOVED BY: Sherri Crowley
SECONDED BY: Dallas Sinopole

That this Council acknowledges the Finance Coordinators' financial updates for Council Contingency and Community Spirituality Funds, as presented.

MOTION CARRIED

Item #7: Emergency Management Planner – Notification Report July 2017

Follow Up:

Discussion: There were brief comments regarding reports from Spills Action Centre, it was noted that the reports are received by the Emergency Management Planner and information is included in the monthly notification reports. There was another comment regarding environment fines levied against local industry, and that it's the local municipality which receives a portion of that fine. It was further noted that Aamjiwnaang should consider the possibility of accessing a portion of the imposed fine. >

Motion #11. MOVED BY: Shawn Plain
SECONDED BY: Marina Plain

That this Council acknowledges the Emergency Management Planners' Notification Report, July 2017, as presented.

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Motion #12. MOVED BY: Shawn Plain
SECONDED BY: Sherri Crowley

That this Council appoints Councillor John Adams, to attend the Emergency Planning, Phase 3/4 Review Session, Niagara Falls, September 12-14, 2017.

MOTION CARRIED

Item #8: Membership – Register Change Reports – June 2017 and July 2017 **Follow Up:**

Discussion: None ➤ N/A

Motion #13. MOVED BY: Marina Plain
SECONDED BY: Shawn Plain

That this Council acknowledges the Membership Officers' Register Change Reports for June 2017 and July 2017, as presented.

MOTION CARRIED

Item #9: Development Committee Meeting Minutes July 13, 2017 and July 27, 2017 **Follow Up:**

Discussion: There was a question in regards to previous submissions from the Development Committee. It was noted that the Draft Matrimonial Real Property Law, Draft Terms of Reference, Draft Temporary Residence Permit Application, and Meeting Minutes are still outstanding. A Fishing Permit Application will be forthcoming. ➤ All items are to be re-submitted.

Motion #14. MOVED BY: Shawn Plain
SECONDED BY: Marina Plain

That this Council acknowledges the Development Committee Meeting Minutes, Thursday, July 13, 2017 and Thursday, July 27, 2017, as presented.

MOTION CARRIED

Item #10: Band Manager Update **Follow Up:**

Discussion: The Band Manager provided a brief overview of submitted report and noted it is a quick update on the status of staffing ➤ N/A

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changes/additions, minor renovation of the basement offices, and upcoming Staff Barbeque, that will take place on September 8, 2017, at 12 noon at Maawn Doosh Gumig, motion required.

Motion #15. MOVED BY: Errnol Gray
SECONDED BY: Marina Plain

That this Council acknowledges the Band Managers' Report, August 2017, as presented. furthermore, all Band Operations will close at 12'noon for a Staff Appreciation barbeque on September 8, 2017.

MOTION CARRIED

Item #11: Correspondence and Information

a) Nimkee NupiGawagan Healing Centre Annual General Meeting Follow Up:

Discussion: It was noted that the Substance Abuse and Justice Worker sits on the Board of Directors, as the Aamjiwnaang representative.

➤ BCR to be prepared for signatures.

Motion #16. MOVED BY: John Adams
SECONDED BY: Mike Jackson

That this Council appoints Councillors Errnol Gray, Sherri Crowley, Shawn Plain and Marina Plain, to attend Nimkee NupiGawagan Healing Centre, Annual General Meeting, Friday, September 15, 2017, at the Oneida Cookhouse, beginning at 10:00 am.

MOTION CARRIED

b) Centre for Excellence for Matrimonial Real Property Engagement Session Follow Up:

Discussion: Council Errnol Gray, noted that this is an area of focus for the Development Committee, and he would like to attend the session. It was also noted that there should be a collaborative between Housing, Lands Management and Development, for continued development and finalization of the Aamjiwnaang, Matrimonial Real Property Law.

➤ Band Manager to confirm with Economic Development Coordinator for the Lands Management Officer to attend the session.

Motion #17. MOVED BY: Sherri Crowley
SECONDED BY: Marina Plain

That this Council appoints Councillors Errnol Gray and Shawn Plain, to attend the Centre for Excellence for Matrimonial Real Property Engagement Session, on December 5-6, 2017, in

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Toronto, at the Delta Hotels by Marriott Toronto Airport & Conference Centre.

MOTION CARRIED

c) Senate Correspondence, June 27, 2017 – Re: A Pan National Treaty between the First Nations and the Crown

Follow Up:

Discussion: The Chief, noted that the information contained in the correspondence was important for members of Council to review and consider for any possible future involvement in the development of a collective agreement for Indigenous relations with Canada.

➤ N/A

Motion #18. MOVED BY: Sherri Crowley
SECONDED BY: Mike Jackson

That this Council acknowledges the Senator Charlie Watt, Senate Correspondence, June 27, 2017, regarding “A Pan National Treaty between the First Nations and the Crown”, as presented.

MOTION CARRIED

d) Celebration of Nations Launch and Opening Reception

Follow Up:

Discussion: The Chief, noted that the information is an “For Your Information” only.

➤ N/A

Motion #19. MOVED BY: Sherri Crowley
SECONDED BY: Marina Plain

That this Council acknowledges the announcement for the Celebration of Nations Launch and Opening Reception, for the First Nation Performing Arts Centre, on Friday, September 8, 2017, as presented.

MOTION CARRIED

Item #12: New Business – NONE

Item #13: In-Camera Session

Motions in Camera - #20, #21, #22, #23

Item #14: Adjournment

Motion #24. MOVED BY: Errnol Gray
SECONDED BY: Sherri Crowley

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That this Council Adjourns at 9:20 P.M.

MOTION CARRIED

Recorded By:
Lynn M. Rosales,
Band Council Clerk