

**Regular Council Meeting
Aamjiwnaang First Nation
Monday, October 5, 2015 - 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 Chris Plain, Councillor Darren Henry, Councillor Ted White Sr., Councillor Shawn Plain, Councillor John Adams, Councillor Errnol Gray, Councillor Lareina Rising, Councillor Randi Rogers

Council Members Regrets: Councillor Sherri Crowley (Work), Councillor Ronald C. Simon (Work)

Others Present:

Linda Henry, A/Band Administrator
Luke Simon, Community Member
Joanne Rogers, Community Member
Juanita Plain, Community Member

June Simon, Finance Coordinator
Ron Simon, Community Member
Ada Lockridge, Community Member
Lori Nahdee, Guest

Call to Order:

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

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Follow-Up:

Discussion: Item 16 a), top of Page 7 of 7, wording change in discussion; Item 16 b), page 7 of 7, wording change in discussion. ➤ Complete changes.

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

That this Council adopted the Regular Council Meeting Minutes dated Monday, September 21, 2015, with noted changes.

MOTION CARRIED

Audit Presentation Summary, Sunday, September 27, 2015

Follow-Up:

Discussion: None

➤ N/A

Motion #2. MOVED BY: Shawn Plain
SECONDED BY: Darren Henry

That this Council acknowledges the Audit Presentation Summary dated Sunday, September 27, 2015, as presented.

MOTION CARRIED

Item #1: Community Member Annette George – Re: Aamjiwnaang Mixed Bowling League Request

Follow-Up:

Discussion: None

➤ N/A

Motion #3. MOVED BY: Errnol Gray
SECONDED BY: Shawn Plain

That this Council agrees to support the Aamjiwnaang Mixed Bowling League request in the amount of \$1,000.00.

MOTION CARRIED

Item #2: Community Members Luke, Ron and June Simon – Re: Request for Financial Support

Follow-Up:

Discussion: Community Members Luke and Ron Simon were in attendance for the request. Discussion included: clarification as to whether or not this agenda item needed to be referred to the Community Services Committee for review and recommendation; continuation of Council review until a policy is in place for requests; the nature of the request and submitted budget; whether or not a request had been sought from other sources and fundraising efforts; review of team practices for fundraising;

➤ N/A

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and, individuals submitting requests should be encouraged to fundraise for their activities.

Motion #4. **MOVED BY:** Darren Henry
 SECONDED BY: John Adams

That this Council agrees to support Luke Simon's request for financial support in the amount of \$1,687.90, for the 2015-2016 Hockey Season.

MOTION CARRIED

Item #3: Community Member Ada Lockridge – Speed Limit on LaSalle

Follow-Up:

Discussion: Community Member Ada Lockridge was present for this agenda item. Discussion included: suggested area for speed limit along LaSalle Line; previous complaints lodged against industry; truck traffic along St. Clair Parkway and the Emergency Route on Vidal Street South; community members need to record vehicle information (company name listed on vehicle, DOT #'s, Lic. #'s, etc...) when calling in a complaint; and, concerns sent to the County Council; and, the installation of a walking/bike lane along Tashmoo Avenue and LaSalle Line.

➤ Chief Plain to draft a letter to the Lambton County Council with concerns.

Motion #5. **MOVED BY:** Shawn Plain
 SECONDED BY: Darren Henry

That this Council acknowledges the correspondence submitted by Ada Lockridge regarding the speed limit on LaSalle near South Vidal. Furthermore, a correspondence from Chief and Council to be sent to Lambton County Council.

MOTION CARRIED

Item #4: Finance Coordinator

a) Renewal of CMHC Phase 1 Mortgage

Follow-Up:

Discussion: The Finance Coordinator was present and provided an overview for the renewal of CMHC Phase 1 Mortgage and noted that CMHC offers the lowest interest rate for the renewal.

➤ N/A

Motion #10. **MOVED BY:** Errnol Gray
 SECONDED BY: Shawn Plain

That this Council acknowledges the Finance Coordinator's memo and accepts the recommendation for the renewal of Phase 1 Mortgage with CMHC Direct Lending.

MOTION CARRIED

b) Renewal of CMHC Phase 5 Mortgage

Follow-Up:

Discussion: The Finance Coordinator was present and provided an overview for the renewal of CMHC Phase 5 Mortgage and noted that CMHC offers the lowest interest rate for the renewal.

➤ N/A

Motion #11. **MOVED BY:** Errnol Gray
 SECONDED BY: Randi Rogers

That this Council acknowledges the Finance Coordinator's memo and accepts the recommendation for the renewal of Phase 5 Mortgage with CMHC Direct Lending.

MOTION CARRIED

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c) Band Mortgage Re-Write's

Follow-Up:

i. Mortgage Agreement 2008

Discussion: The Finance Coordinator was present and provided an overview of submitted information, background information for current Band Mortgage Agreement and recommendation for Council consideration. ➤ N/A

Motion #12. MOVED BY: Randi Rogers
SECONDED BY: Errnol Gray

That this Council acknowledges the Finance Coordinator's memo regarding the Band Mortgage Re-Write, Mortgage Agreement signed 2008, and accepts the recommendation to approve Scenario #2, as presented.

MOTION CARRIED

ii. Mortgage Agreement 2006

Follow-Up:

Discussion: The Finance Coordinator was present and provided an overview of submitted information, background information for current Band Mortgage Agreement and recommendation for Council consideration. ➤ N/A

Motion #13. MOVED BY: Shawn Plain
SECONDED BY: Randi Rogers

That this Council acknowledges the Finance Coordinator's memo regarding the Band Mortgage Re-Write, Mortgage Agreement signed 2006, and accepts the recommendation to approve Scenario #2, as presented.

MOTION CARRIED

iii. Mortgage Agreement 1998

Follow-Up:

Discussion: The Finance Coordinator was present and provided an overview of submitted information, background information for current Band Mortgage Agreement and recommendation for Council consideration. ➤ N/A

Motion #14. MOVED BY: Shawn Plain
SECONDED BY: Randi Rogers

That this Council acknowledges the Finance Coordinator's memo regarding the Band Mortgage Re-Write, Mortgage Agreement signed 1998, and accepts the recommendation to approve Scenario #3, as presented.

MOTION CARRIED

Item #5: Education Coordinator

a) UOI Memorandum – Re: Ratification Communications Training, October 20-21-22, 2015

Follow-Up:

Discussion: There was direction from Council for the Community Information Officer to attend the training as well. It was also mentioned that the Education Coordinator may be attending as well. ➤ A/Band Administrator to confirm attendance with Community Information Officer.

Motion #15. MOVED BY: John Adams
SECONDED BY: Lareina Rising

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That this Council acknowledges the UOI Memorandum regarding Ratification Communication Training and appoints Portfolio Holder Councillor Shawn Plain, and the Community Information Officer to attend the training October 20-21-22, at Sault Ste. Marie, Ontario.

MOTION CARRIED

b) Education Committee – Notice of Resignation

Discussion: There was a question as to whether or not the notice of resignation was acknowledged by the Education Committee, it was noted that yes, the notice has been acknowledged.

Motion #16. MOVED BY: Ernol Gray
SECONDED BY: Randi Rogers

That this Council acknowledges the Notice of Resignation submitted by Standing Committee member Verda Maracle, as presented. Furthermore, direction is given to post for a new Education Committee Member.

MOTION CARRIED

Item #6: Health Director

a) Briefing Note – Re: Health Canada Amending Contribution Agreement 1516-ON-000088-0004

Discussion: None

Motion #17. MOVED BY: Ernol Gray
SECONDED BY: Randi Rogers

That this Council acknowledges the Health Director's Briefing Note and accepts the recommendation to authorize Health Canada Amending Contribution Agreement 1516-ON-000088-0004, as presented.

MOTION CARRIED

b) Briefing Note – Re: Substance Abuse Forum

Discussion: Chief Plain provided an overview of submitted information and noted that the proposed date in November, would coincide with NAAW week activities. It was also noted that the proposed forum is being planned based on previous direction from Council.

Motion #18. MOVED BY: Shawn Plain
SECONDED BY: Randi Rogers

That this Council acknowledges the Health Director's Briefing Note and accepts the recommendation to host a Community Substance Abuse Forum and selects November 21, 2015, for the Forum date.

MOTION CARRIED

c) Health Committee Meeting Minutes, August 13, 2015

Discussion: None

Motion #19. MOVED BY: Randi Rogers
SECONDED BY: Ted White Sr.

Follow-Up:

➤ Administration to post for new Education Committee Member.

Follow-Up:

➤ N/A

Follow-Up:

➤ N/A

Follow-Up:

➤ N/A

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That this Council acknowledges the Health Committee Meeting Minutes dated August 13, 2015, as presented.

MOTION CARRIED

Item #7: Community Services

a) Community Services Committee Meeting Minutes, August 24, 2015 **Follow-Up:**

Discussion: None

➤ N/A

Motion #6. MOVED BY: Shawn Plain
SECONDED BY: Randi Rogers

That this Council acknowledges the Community Services Committee Meeting Minutes dated August 24, 2015, as presented.

MOTION CARRIED

b) Community Services Committee, September 28, 2015 – Recommendation – Motion #2 **Follow-Up:**

Discussion: Joanne Rogers, Community Member was in attendance to speak to the agenda item as she was the individual who brought the initiative forward. Overview of the initiative included: the need to secure sponsorship before moving forward; age group and size for potential participants; and, personal invitation will be sent to parents for possible child involvement.

➤ Sponsorship of the initiative is to be funded from Council Contingency Funds.

Motion #7. MOVED BY: Errnol Gray
SECONDED BY: Darren Henry

That this Council acknowledges the Community Services Committee recommendation and accepts Motion #2, to sponsor the 1st Aamjiwnaang Cub Scout, 2015-2016, and approves the submitted budget in the amount of \$4,128.00.

MOTION CARRIED

c) Community Services Committee, September 28, 2015 – Recommendation – Motion #3 **Follow-Up:**

Discussion: Councillor Rogers provided a brief overview of the request and stated that due to the discontinuation of NCB there have been no family trips offered for some time. The submitted options and budgets were reviewed and the procedure to select attendees. There was a concern about the timeline to complete all planning activities. It was mentioned that staff have indicated that past initiatives have been well attended and the buses fill up fast.

➤ Sponsorship of the event is to be funded from OFNLP Funds.
➤ Community Services staff to organize the event.

Motion #20. MOVED BY: Darren Henry
SECONDED BY: Errnol Gray

That this Council acknowledges the Community Services Committee recommendation and accepts Motion #3, Option #2, to Canada Wonderland, bus trip – day trip, and approves the submitted budget.

MOTION CARRIED

d) Aamjiwnaang Community Fund Application

Discussion: A brief discussion regarding the submitted draft of the Aamjiwnaang Community Fund Application with concerns about:

➤ The Community Services Coordinator

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wording too strong, models other funding application too much, and some sections may not need to be included. Further discussion included: budgeting; previous requests and approval process; will limits be established for group, individual, and event requests; and, funds are meant to benefit the community.

and Administration to work collaboratively to address concerns and take back to the Community Services Committee for further discussion.

Motion #21. MOVED BY: Lareina Rising
SECONDED BY: Darren Henry

That this Council acknowledges Community Services Committee submission of the Aamjiwnaang Community Fund Application. Furthermore, the document is to be revised per noted concerns by the Community Services Coordinator and Administration.

MOTION CARRIED

Item #8: Environment Committee Meeting Minutes, August 5, 2015

Follow-Up:

Discussion: There was a question about the Moose Project and what it pertains to. A brief description was provided and it was noted that it is a Northern Ontario initiative.

➤ N/A

Motion #22. MOVED BY: Shawn Plain
SECONDED BY: John Adams

That this Council acknowledges the Environment Committee Meeting Minutes dated August 5, 2015, as presented.

MOTION CARRIED

Item #9: Housing Committee Meeting Minutes, September 3, 2015

Follow-Up:

Discussion: There was a question about whether or not an individual can re-apply for housing if they have been previously evicted and who would have the information. It was noted that Housing keeps records of all evictions, damages and arrears. There was a request to clarify direction given in Motion #5. It was noted that the direction in the Motion was in consideration of staff safety.

➤ N/A

Motion #23. MOVED BY: John Adams
SECONDED BY: Shawn Plain

That this Council acknowledges the Housing Committee Meeting Minutes dated September 3, 2015, as presented

MOTION CARRIED

Item #10: Memo – Re: BCR 2015-2016 #22 – Mnaasged AGA Delegates

Follow-Up:

Discussion: It was mentioned that Councillor Ronald C. Simon is unavailable to attend.

➤ Forward BCR to Mnaasged.

Motion #24. MOVED BY: Errnol Gray
SECONDED BY: John Adams

That this Council adopts BCR 2015-2016 #22, as presented.

MOTION CARRIED

Item #11: Band Administration

a) **Clench Defalcation Update – Draft Correspondence Review (Assistant BA)**

Follow Up:

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Discussion: There was a brief discussion that included: calculation of settlement amount-principle and interest; settlement for lower Reserve; historic model approach; and, the matter of previously adopted BCR. > N/A

Motion #25. MOVED BY: Lareina Rising
SECONDED BY: Darren Henry

That this Council is in agreement to Rescind BCR 2015-2016 #17.

MOTION CARRIED

Motion #26. MOVED BY: Errnol Gray
SECONDED BY: Randi Rogers

That this Council acknowledges that Assistant Band Administrator's Briefing Note and approves the draft correspondence to extend the deadline date to accept the offer to settle the Clench Defalcation Claim with the Government of Canada, as presented.

MOTION CARRIED

b) Corporate Commercial Realty Correspondence (Assistant BA)

Follow Up:

Discussion: Chief Plain provided an overview of the submitted information and noted that the Band's legal counsel will be providing an opinion.

> Legal opinion to be provided upon receipt.

Motion #27. MOVED BY: Randi Rogers
SECONDED BY: Errnol Gray

That this Council acknowledges the correspondence from Corporate Commercial Realty dated September 24, 2015.

MOTION CARRIED

c) Community Infrastructure Partnership Program (CIPP) Update – Workshop Meeting Date (Assistant BA)

Follow Up:

Discussion: Members of Council confirmed the date for the upcoming joint workshop. > N/A

Motion #28. MOVED BY: Shawn Plain
SECONDED BY: Randi Rogers

That this Council acknowledges that Assistant Band Administrator's Briefing Note regarding the First Nations Municipal Community Infrastructure Partnership Program; and, confirms December 3, 2015, for a joint workshop with CIPP facilitators and the City of Sarnia Council.

MOTION CARRIED

d) Memo – Re: Distribution (Band Administrator)

Follow Up:

Discussion: There was a brief discussion regarding distribution for 2015. Discussion included: balances in the capital and revenue accounts. > N/A

Motion #29. MOVED BY : Randi Rogers
SECONDED BY: NO ONE PERSON

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That this Council acknowledges the Band Administrator's memo regarding Distribution; and, approves a Distribution in the amount of \$150.00 per capita, to be distributed in December 2015.

MOTION #29 FALLS TO THE FLOOR

Motion #30. MOVED BY: Errol Gray
SECONDED BY: John Adams

That this Council acknowledges the Band Administrator's Memorandum regarding Distribution; and, approves a Distribution in the amount of \$200.00 per capita, to be distributed December 2015.

1-Opposed; Councillor Randi Rogers, opposed due to amount of revenue coming in.
MOTION CARRIED

Item #12: Correspondence and Information

a) WSIB Audit Visit Correspondence

Follow Up:

Discussion: It was mentioned that the Audit is a visit to ensure that the Band is in compliance with WSIB regulations. > N/A

Motion #31. MOVED BY: John Adams
SECONDED BY: Shawn Plain

That this Council acknowledges the WSIB Notice of Audit Visit, to take place on Wednesday, October 7, 2015.

MOTION CARRIED

b) AANDC – Re: 2014/15 Audited Financial Statements

Follow Up:

Discussion: None > N/A

Motion #32. MOVED BY: Errol Gray
SECONDED BY: Randi Rogers

That this Council acknowledges the AANDC correspondence regarding the 2014/15 Audited Financial Statements dated September 17, 2015.

MOTION CARRIED

c) Giiwedini Nodin Joint Shareholders Meeting Confirmation

Follow Up:

Discussion: None > N/A

Motion #33. MOVED BY: Errol Gray
SECONDED BY: Randi Rogers

That this Council acknowledges the notice of meeting confirmation for the Giiwedini Nodin Joint Shareholders meeting to be held on October 14, 2015, 4:00 pm, at Maawn Doosh Gumig Community and Youth Centre.

MOTION CARRIED

d) COO Memorandum – Special Chiefs Assembly and Days of Legislature, November 24-25-26, 2015

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Discussion: The information provided is FYI, as the dates approach additional information will be provided. ➤ N/A

e) COO – Save the Dates

Follow Up:

Discussion: The information provided is FYI, as the dates approach additional information will be provided. ➤ N/A

Item #13: In-Camera Session

Motions in Camera - #8, #9, #34, #35, #36

Item #14: New Business

a) John Adams – Suncor Energy Adelaide Wind Project Community Celebration Event(s)

Follow Up:

Discussion: Councillor Adams distributed packages to members of Council containing 2401077 Ontario Incorporated and Suncor Energy Adelaide Wind Project Board Minutes, from April 23, 2014 to June 24, 2015. The upcoming events were reviewed and it was noted that one event may require rescheduling. ➤ N/A

b) Councillor Lareina Rising – Truth and Reconciliation Event

Follow Up:

Discussion: Councillor Rising mentioned that community member Geraldine Robertson, requested that Council be reminded about the upcoming Truth and Reconciliation event that is planned for Tuesday, October 20, 2015. Everyone was encouraged to send a confirmation for meal planning and meeting preparations. ➤ N/A

c) Councillor Darren Henry – Sidewalks-Tashmoo Ave and LaSalle Line

Follow-Up:

Discussion: Councillor Henry stressed the importance of moving forward and beginning work on an initiative to have a sidewalks installed along Tashmoo Avenue and LaSalle Line. There was a brief discussion and it was mentioned that having a walking lane added along the roads may be more cost efficient. Also discussed was possible funding for the proposed initiative. ➤ Public Works to obtain quotes for adding a walking lane along Tashmoo Avenue.

d) Councillor Errnol Gray – Upcoming Commitments

Follow-Up:

Discussion: Councillor Gray informed Council that he will be away on October 21, 2015, for Indian Oil and Gas meetings in Alberta. ➤ N/A

e) Councillor Ted White Sr. – Traffic Concerns and Speeding

Follow-Up:

Discussion: Councillor White expressed his concern about vehicles exceeding the speed limit along the St. Clair Parkway, which is cause for concern of community members. Also mentioned was the need to seek assistance from the local authorities to enforce and perhaps ask for tools to enforce. ➤ N/A

f) Councillor Shawn Plain – VOH Transportation Project

Follow-Up:

Discussion: Councillor Plain wanted to know if Employment and Training and the Education department have determined available funds to support the project. It was mentioned that there are funds available to support the project. ➤ N/A

g) Councillor Shawn Plain – Multi-Purpose Outdoor Arena

Follow-Up:

Discussion: Councillor Plain stated that he would like this project brought back to the table for discussion and be included in future budgeting exercises to determine feasibility. It was mentioned ➤ N/A

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that an outdoor arena could be beneficial in all seasons for community members to utilize, and there is need to determine the affordability of such facility.

h) Chief Chris Plain – Southern First Nation Secretariat (SFNS) AGA Follow-Up:

Discussion: Chief Plain mentioned that the information being presented was recently received and wanted to know who is available to attend. There was a question raised regarding funding for students in the United States and if this was the venue to bring concern forward. It was mentioned that there are many students other than those living in the United States who are being denied funding and for now, Council has been handling the matter internally.

➤ Prepare BCR for signatures.

Motion #37. MOVED BY: Randi Rogers
SECONDED BY: Darren Henry

That this Council appoints Councillors Lareina Rising and Errnol Gray, along with Chief Chris Plain and SFNS Board Representative Councillor Shawn Plain, to attend the Southern First Nation Secretariat, Annual General Assembly, October 23, 2015, at Chippewa of the Thames First Nation.

MOTION CARRIED

Item #15: Adjournment

Motion #38. MOVED BY: Randi Rogers
SECONDED BY: Errnol Gray

That this Council Adjourns at 8:55 P.M.

MOTION CARRIED

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