

Special Council Meeting
Aamjiwnaang First Nation
Monday, February 29, 2016 – 4:00 PM

The Special Council Meeting was held on the above-date at Maawn Doosh Gumig Community and Youth Centre scheduled for 4:00 P.M.

Council Members Present: Chief Chris Plain, Councillor Ted White Sr., Councillor Sherri Crowley, Councillor Shawn Plain, Councillor Ronald C. Simon, Councillor John Adams, Councillor Errnol Gray, Councillor Lareina Rising, Councillor Randi Rogers

Council Member Regrets: Councillor Darren Henry (Work)

Others Present:

Jessica Pickett, Lands Management Officer

Purpose of the Meeting: Pipeline Leases

Discussion: Chief Plain opened the discussion and welcomed everyone to the meeting. It was noted that the Band is in a position to renew some of the outstanding agreements. All agreements are to be negotiated at the Band approved rates per Council motion. The Plains Midstream and Praxair agreements are old and outdated and will require a re-write. Draft agreements from Nova are in place at the approved Band rates.

Further discussion included:

- Dome and Amoco, did they have the right to transfer the agreement? Yes, most agreements will have a transfer clause.
- All associated fees (i.e. renewal fees, standard lease fees, Locatee fees, etc...) are included in the all new agreements.
- Pembina Pipeline agreement is not current and they are trespassing, they tied into DOW Pipeline without consent of Aamjiwnaang First Nation. Consultation with INAC, regarding legal recourse for illegally occupying a pipeline. The question was raised as to whether or not Aamjiwnaang wants to enter into an agreement with Pembina or not.
- Hydro One and Bluewater Power agreements need to be negotiated at the new Band rates.
- The product that Praxair is transporting through the old DOW Pipeline is contaminated fracking gas that is radioactive. It was noted that DOW paid a one-time payment of \$10,000.00 years ago. Also noted, Polysar uses the same pipeline.
- It was suggested to seek a legal opinion from Mr. Rowcliffe, it was mentioned that perhaps a legal opinion was already sought and documentation is to be reviewed.
- The agreements need to be assigned to someone for review and determine current disposition and willingness of the pipeline owner to enter into an agreement based on

Follow-Up:

- Lands Management Officer to prepare an acknowledgement of the discussion in a Briefing Note.
- A/Band Council Clerk to scan and copy Pipeline Lease binder information to USB data sticks for all members of Council.
- Lands Management Officer and A/Band Council Clerk to coordinate the information for distribution to Council.

**Special Council Meeting
Aamjiwnaang First Nation
Monday, February 29, 2016 – 4:00 PM**

the Bands new rates. Some of the terms to be determined are: financing, formatting of the agreement, agreement to be drafted at the determined Band rates, and review and evaluation.

- It was mentioned that there is an agreement process in place and all agreements need to be redrafted for Council review and acceptance.
- Creation of a standardized internal agreement process would be beneficial for all future negotiation efforts. This would create consistency in the agreement process.
- The former Band Administrator and Finance Coordinator worked collaboratively and focused on organizing all pipeline records and created the binders that were distributed to Council for all existing agreements. Many of the agreements that were outdated were focused on to bring them up to date. Through the years much of the terminology has changed, now all agreements need to be updated.
- Invoices were being prepared and forwarded for all monies owing to the Band.
- It was suggested that a Task Force be appointed and assigned with bringing all pipeline agreements up-to-date utilizing a standardized agreement process. Possible Task Force members might consist of New Band Administrator, Finance, Lands Management and members of Council.

The meeting concluded at 5:30 p.m.

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