

**Special Council Meeting
Aamjiwnaang First Nation
August 25, 2017 - 9:00 AM**

The Regular Council Meeting was held on the above-date in Maawn Doosh Gumig Community and Youth Centre scheduled for 3:30 PM.

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

Others Present:

June Simon, Band Manager

Sara Plain, Health Director

Brian Bois, Public Works Coordinator

Carole Delion, Economic Development Coordinator

Rose John, Finance Coordinator

Harvey Filger, Corporate Manager

Jamie Maness, Community Services Coordinator

Call to Order:

Chief Joanne Rogers, called the meeting to order at 9:00 a.m. and Councillor John Adams, offered a prayer.

Item #1: Chief and Council – Two-Year Work Plan 2016-2018 – Review

Discussion: The Band Manager reviewed the following:

- Minor Capital spent to date
- Indigenous and Northern Affairs Canada (INAC) procedures for submission of minor capital projects with approved expenditures.
- The Chief and Council Vision and Mission Statement, were read
- First Nation infrastructure investment plan was reviewed line by line with projects that have been completed for this year and all proposed projects for the next five years
- Walking path on Tashmoo and LaSalle, the Chief, noted that she will be meeting with Shell representatives and putting the issue back on the table. The Public Works Coordinator, noted that there are additional options for expansion of the side of the road as opposed to an actual sidewalk or walking path.
- It was noted that there are safety issues along the St. Clair Parkway. Council should consider having the roadway deemed a no passing zone. It was noted that bike laneway is being used as a passing zone. The Chief, noted that the traffic issues were brought to the table at the meeting with Sarnia Police, on Thursday, August 24, and thus there will be increased police presence in the community for speed monitoring.
- It was suggested that the Tashmoo Avenue and St. Clair Parkway, both be deemed Safety Zones, it was noted that fines are doubled in Safety Zones.

Follow-Up:

- Safety Zone along the St. Clair Parkway.
- Status Reports from Individual Program on the progress of achieving their individual Program Work Plan.
- CIPP Agreement with the city, the first one was completed with more to come – relationship – no funding attached to the agreement – this process needs to be explain to members Council.

The Band Manager guided Council through the Two-Year Work Plan for review and updating as necessary.

- The Band Manager noted that the Program Coordinators are in attendance for the morning session to assist in reviewing the information and may provide more detailed information as necessary for their respective area of responsibility.
- Each section of the work plan was reviewed noting the key priority and objective that has been completed, where work is in progress and on-going.
- Council was informed that the Health Director, has developed a new plan for addressing the supports for addiction. The Chief, mentioned that the 2012 Feasibility

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Drug Study, was shared with the police during meeting and thus a Police Committee will be implemented per recommendation in the study.

- It was noted that the work plan is well put together, but how does Council get to the Ends of Means? Staff are key for conveying information to the community on the completion of goals and objectives of the overall work plan. It was also mentioned that the Comprehensive Community Plan (CCP), provides direction for leadership to move forward for continued community development.
- The Band Manager, informed Council that Program Coordinators' are required to submit monthly reports to the Band Manager, and regular meeting take place monthly. The monthly meetings allow an opportunity for Program Coordinators to share what is happening in their respective area of responsibility with their peers.
- It was noted that Land issues need to become a priority as community members are coming to the Council table requesting to purchase land to build homes for their families. The development of a Land code should be a key priority.
- Communication of Council direction to be given out to the Program Coordinators, on the Tuesday, immediately following the Council meetings to ensure that everyone is informed of Council business and direction given. The Band Manager noted that there are internal initiatives under development to improve communications within as well as the community. It was also noted that the Council meetings at the community centre are open and are at a greater financial expense with limited attendance. The Communication Strategy, will be on the agenda for an upcoming Program Coordinators meeting for further discussion and review.
- It was mentioned that the Southern First Nation Secretariat will be developing materials for First Nations use and implement for Council Orientation.

Council was provided an opportunity to identify key areas of priority and any additional objectives for updating the two-year plan. The Band Manager, guided Council through the exercise and then reviewed the results.

The Economic Development and Project Manager, provided a brief overview of the work that was completed for the development of the Community Infrastructure Partnership Program, and the process for the development of the existing agreement. And, it was noted that funding is not attached to the agreement.

The Corporate Manager, noted that funding for infrastructure can be more easily obtained when there are partnerships with the local municipality, and the initial work that has been completed is a definite asset for the community.

It was also noted that the continued development of a positive working relationship with the City of Sarnia, will prove to be beneficial for the infrastructure of the community. Key areas of development need to be identified along with a plan of action and time frame for completion of identified projects.

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The Band Manager then reviewed the revised priorities for the Council Work Plan, and are as follows:

Priorities

- ✚ Infrastructure – this is a key area of focus because other development projects cannot happen if the proper infrastructure is not in place – the sidewalks and pathways can also be considered in this area – impacts housing, long-term care facility, public works, environment.
- ✚ Financial Planning – need to have a proper plan in place for the generation of the revenue to support infrastructure, which in-turn supports other areas of development – financial updates at the beginning of every meeting so that Council is aware of what is available to spending.
- ✚ Education – urgent, due to the impending changes, such as, the approval of the Master Education Agreement and the transfer of responsibility to First Nations to manage own educational affairs – financial planning needs to be focused on for this area as well – social issues might need to be an area of focus and considered as well.

Considerations:

- Need to identify and determine if short-term and long-term goals will be attached to each respective priority.
- Update Coordinators. The current plan will remain in place as is and will be updated for posting.
- Need to ensure that program work plans are in line with Councils overall work plan

Motion #1. MOVED BY: Tom Maness
 SECONDED BY: Marina Plain

That this Council acknowledges the Aboriginal Affairs and Northern Development Canada (AANDC), Aamjiwnaang First Nation Infrastructure Investment Plan, as presented.

MOTION CARRIED

Motion #2. MOVED BY: Dallas Sinopole
 SECONDED BY: Marina Plain

That this Council acknowledges the updates of the Aamjiwnaang First Nation, Chief and Council Two-Year Plan for the 2016-2018 Council Term, as presented.

MOTION CARRIED

LUNCH BREAK FROM 12:15 – 12:45

Item #2: Finance Coordinator

Follow-Up:

- a) **Summary of Restricted Funds, RBC Investment Portfolio, Six-Month Guaranteed Investment Certificate – Updates**

➤ N/A

Discussion: The Finance Coordinator, briefly reviewed the restricted funds, and noted that as past practice, the interest earned has been added to the general funds. It was suggested that Council

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determine where to allocate interest earned funds. It was noted that the Environmental Stewardship Fund, is exclusively for environmental projects and cannot be used for any other areas.

There was a brief discussion regarding Canada Pension Plan (CPP). Council was informed that CPP deductions must be agreed to by all employees, and would require a Council Motion. More information is required before a decision is made. It was mentioned that CPP offers additional perks for employees.

Motion #3. MOVED BY: Darren Henry
 SECONDED BY: Dallas Sinopole

That this Council acknowledges the Finance Coordinators' review and presentation of the Summary of Internally Restricted Funds, and agrees to have the interest earned from Internally Restricted Funds and an annual allocation to the Special Projects Development Fund, Community Enhancement Fund and Future Generation Development Fund, as presented.

MOTION CARRIED

b) Briefing Note – Re: Options for Distributions 2017

Discussion: The Finance Coordinator, noted that calls are being received from community members regarding annual distribution for 2017. It was suggested that \$600,000.00 (six-hundred thousand), be requested from the revenue account in Ottawa for the annual distribution. Further discussion included: the withholding of funds from community members in arrears, a member of Council was not favorable of this practice. The Band Manager noted that Council needs to consider changing this direction, as it is recorded in Band Policy, and listed in current housing agreements to withhold 50% of payment, for arrears. It was noted that a notification needs to go out to the community with regards to withholding funds for arrears.

Follow-Up:

- Previous Council Motion to be presented at the next Council session, regarding withholding funds from annual distribution.

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

That this Council approves \$500.00 (five-hundred), per capita for the annual distribution, on December 1, 2017. Further, that \$600,000.00 (six-hundred thousand dollars) be withdrawn from the revenue account in Ottawa for this purpose.

MOTION CARRIED

Item #3: New Business

a) Proposed Counter Offer – Suncor Proposal

Discussion: The Corporate Manager, presented a draft copy of the prepared counter offer for the Suncor Proposal, for Council consideration. It was noted that a response should be submitted by August 31, 2017. There were comments around the table noting that either Council not entertain their offer at all or propose a counter-offer. It was noted that the Aboriginal Adder increases the value of the sale to any entity, and the adder goes with the sale. It was also noted that Suncor has not met their initial projections in the project and has a mandate to sell off equity. It was mentioned that initially there was never a suggestion to propose a counter-offer.

Follow-Up:

- The Corporate Manager to forward counter-offer to Suncor for the Adelaide Wind Project Limited Partnership, via email.

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The Corporate Manager, updated those members of Council who were not present at the Special Council Meeting of Wednesday, August 23, 2017. Details were provided with regards to the behaviour of the Financial Advisor, Suncor official and legal representatives. It was noted that a counter-offer provides the opportunity to rewrite the high interest rate loans and lower the cost. It was noted that a community presentation will take place once a fair value report has been completed from an accounting firm whom has had the opportunity to review the acquisition and all details involved thereof. It was mentioned that the perception of Aamjiwnaang may be tarnished and Council may wish to be mindful of keeping working relationships positive. Currently Aamjiwnaang has a positive image in the business world as being a community that is willing to work with partners.

In closing, it was stated that a community presentation will assist Council with determining final approval of the proposed acquisition of additional shares in the Suncor Adelaide Wind Limited Partnership.

Motion #3. MOVED BY: Darren Henry
 SECONDED BY: Sherri Crowley

That this Council approves that the Corporate Manager, counter-proposal for the Suncor Proposal to purchase 24.99% additional shares in the amount of \$15,000,000.00 (fifteen-million), along with noted changes for terms of sale and agreement, for the Adelaide Limited Partnership Windfarm project.

3-Opposed

Errnol Gray – noted that Council directed the Corporate Manager, to bring back a counter-offer at \$20 mil.

Tom Maness – noted that Council direction was given for the counter-offer.

Shawn Plain

MOTION CARRIED

Item #4: Adjournment

Motion #5. MOVED BY: Tom Maness
 SECONDED BY: Errnol Gray

That this Council Adjourns at 1:55 P.M.

MOTION CARRIED

Recorded by:
Lynn M. Rosales,
Band Council Clerk