

**Special Council Meeting**  
**Aamjiwnaang First Nation**  
**Thursday, November 10, 2016 - 5:00 PM**

---

---

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

**Council Members Present:** Chief Joanne Rogers, Councillor Darren Henry, Councillor Dallas Sinopole, Councillor Shawn Plain, Councillor Phillip Maness, Councillor John Adams, Councillor Errnol Gray

**Regrets:** Councillor Sherri Crowley (Work)

**Others Present:**

June Simon, Interim Band Administrator

Jessica Pickett, Lands Management Officer

**Call to Order:**

Chief Joanne Rogers, called the meeting to order at 5:15 PM.

The purpose of the Special Council Meeting was to review the Pipeline Agreements and discuss further development of procedures to address all pipeline business for Aamjiwnaang.

The meeting began with Jessica Pickett, Lands Management Officer reviewing the agenda and items for discussion. It was noted that currently the information is not complete as work is in progress and can be revised and updated as needed.

- Discussion:
- The quick reference guide was reviewed and it was again noted that all work is in progress. The information for preparing the document was accessed from the pipeline binder and all internal files.
  - CPI – the process for submission of BCR's was reviewed and it was noted that it is not necessary to resubmit BCR's every five years if one was signed on a twenty-year agreement.
  - Locatee payments are increased when required. It was also mentioned that when there is an estate in question, the estate administrator is responsible for the disbursed funds and must be included in the negotiation process if a new agreement is being written. It was suggested that all locatee's have an updated will with on file for designation of land/pipeline ownership, it does not automatically revert to the Band. It was noted that land appraisals are based on the land value of the land base closest to it.
  - The last negotiated agreement has set precedence for the value of on-reserve land base.
  - INAC provides draft permits, if there are major changes the document will be forwarded to the Department of Justice for review, if the regional department deems necessary.
  - Payment and disbursement of payment was reviewed and it was noted that some agreements stipulate that payment goes to Ottawa and the Band has to prove that payment has been completed to locatees. Other agreements stipulate payment to Aamjiwnaang.
  - It was suggested that perhaps locatees with interests in land and pipelines be encouraged to have an updated Will on file.
  - Confirmation of type of agreement with CN Railway depends on surrender type. Outright or Conditional.
  - Maps and surveys that have been created by TW Gray should be obtained as the Band has provided compensation for all work completed in the past. It was mentioned that the information has been requested in the past, but no documents have been received.
  - Roadways were granted as throughway for the purpose of roadway and nothing else, there are known pipelines that run parallel to the roadway. It was noted that

**Special Council Meeting  
Aamjiwnaang First Nation  
Thursday, November 10, 2016 - 5:00 PM**

---

---

the roadway allotment is a total of sixty-six feet (66'), which is thirty-three feet (33') from the centre line.

**Key Points for Further Development:**

- Discussion:
- Develop a strategy to resolve outstanding estates where other person(s) in line for the estate.
  - Create a centralized file system for internal documents, this would allow easier search for required information.
  - Host a workshop on the how to develop a last will and how to settle an estate. It was noted that the federal government has an obligation to over see certain issues with respect to estate settlement and ensuring lands and pipelines have a plan of succession.
  - Develop a protocol that has a standardized process for negotiating all pipeline agreements. The same process may be used for other Band business that may require an agreement.
  - Formulas for calculations of land use and nature of business (formula already developed by previous administration).
  - Future By-law enforcement will need to be determined and/or developed for implementation.
  - Contact Brantford, and request documentation for all pipelines that run through the community and whether or not there are agreements for those pipelines.
  - Upon review of agreements determine placement of all pipelines that run through Aamjiwnaang lands, may require a full survey.
  - Council provided names of possible resource people with technical expertise for consultation for the continued development in the Lands Management department.

**Key Barriers Identified:** INAC, Permits, Licensing Process, and Locatee Consent

**Follow-Up:**

Lands Management Officer to prepare a Briefing Note with recommendations for Council consideration on moving forward for continued development of the:

- a) Permit Agreement (Draft)
- b) Negotiation Protocol
- c) Pipeline By-Law
- d) Estate Settlement

**Adjournment**

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

That this Council Adjourns at 7:22 P.M.

MOTION CARRIED

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