

## **Aamjiwnaang Regular Council Minutes**

**The Regular Council Meeting was held in the Council Chambers, at 5:00 PM on Tuesday, July 3, 2018**

- Present** Chief Joanne Rogers, Councillor Dallas Sinopole, Councillor Darren Henry, Councillor Errnol Gray, Councillor John Adams, Councillor Mike Jackson, Councillor Sherri Crowley, Councillor Shawn Plain, Councillor Marina Plain, and Councillor Tom Maness
- Arrived/Excused** Councillor Shawn Plain - Arrived 5:50 PM  
Councillor Sherri Crowley - Excused 10:36 PM
- Staff Present** June Simon, Band Manager, Sandy Waring, Community Information Officer, Jamie Maness, Community Services Coordinator, Lorrie Guggisberg, Human Resources, Tracy Williams, Housing Coordinator, Sharilyn Johnston, Environment Coordinator, and Joselyn Joseph, Summer Student
- Guests Present** Debbie Debassige, President, LNHL; Micheal Ainsworth, President, Ainsworth Energy; Stefan Krolik, VP Business Development, Ainsworth Energy

### **1. CALL TO ORDER**

Chief Joanne Rogers called the meeting order at 5:00 PM and Councillor Marina Plain offered a prayer.

### **2. ADOPTION OF MINUTES**

Item #1: Regular Council Meeting Minutes - June 11, 2018

#### **Motion-01-JUL-3-2018**

Moved by: Tom Maness

Seconded by: Sherri Crowley

That Aamjiwnaang Chief and Council adopts the Regular Council Meeting Minutes of June 11, 2018, with noted changes.

CARRIED

Item #2: Regular Council Meeting Minutes - June 18, 2018

**Motion-02-JUL-3-2018**

Moved by: John Adams

Seconded by: Dallas Sinopole

That Aamjiwnaang Chief and Council adopts the Regular Council Meeting Minutes, of Monday, June 18, 2018, with noted changes.

CARRIED

**3. COMMUNITY SERVICES COORDINATOR**

Item #1: Little Native Hockey League - Debbie Debassige, Little NHL President

The Chief welcomed Debbie Debassige, who then handed out a momento to everyone present at the meeting. The Community Services Coordinator provided a brief update to Council, with respect the hiring of the planning coordinator and planning committee. Points of discussion were as follows:

- Executive Committee overview and previous engagement with Aamjiwnaang, and commitment to work the new LNHL Coordinator.
- LNHL Tournament review and the successes achieved through the years.
- Sponsorship - packages are available for all levels of support. It was requested that a letter be drafted from the Council table for the Sponsorship Information Package. Mississauga, has indicated that they are willing to work with Aamjiwnaang for planning and sponsorship.
- The LNHL website will be updated with Aamjiwnaang information.
- The LNHL Tournament and Host Community Agreement 2019 was distributed to Council for the review and it was noted that this is the first time in LNHL history that an community agreement will be signed.
- A budget is to be prepared and presented to Council, highlighting all expenses for the planning coordinator and committee, opening ceremonies, referees, ice time, and other anticipated expenses.
- There is an official apparel provider currently in place, however, there are plans to request tenders for a three-year contract to ensure that LNHL is being provided with what is needed for the annual event, with respect to event merchandise. It was noted that the host community should be able to select provider for required apparel and merchandise for the annual event.

- Volunteers - It was noted that the event requires approximately 80 volunteers for the tournament. LNHL has thirty (30) veteran volunteers that can be accessed, and local colleges and high schools in Mississauga area can be contacted for volunteers.
- Insurance - It was noted that LNHL insurance covers anyone who is registered with Hockey Canada. Insurance providers are being researched for upcoming events, and the insurance covers the executive committee, volunteers, and players.
- CPIC requirements - It was noted that they are not required for all volunteers as they are not working directly with the children, however, there are requirements for the coaches and managers.
- Emergency Funds - It was noted that the LNHL Executive Committee does not have emergency funds available, but have always assisted when the need arises. It was noted that fundraising can take place to ensure there are contingency funds in the budget if they are required.
- Online streaming is at no cost to executive committee nor the host community for the service, the planning coordinator can be assigned to assist with planning.
- New for the upcoming 2019 event - there will be an elders lounge available at two different venues for the duration of the tournament.

**Motion-03-JUL-3-2018**

Moved by: Sherri Crowley

Seconded by: Marina Plain

That Aamjiwnaang Chief and Council acknowledges the presented Little Native Hockey League documents as listed below:

1. Advertisement Rates/Sponsorship Form
2. Sponsorship Contract 2019
3. Sponsor Waiver Form
4. Sponsorship Opportunities
5. LNHL Planning Committee - Terms of Reference

CARRIED

**Motion-04-JUL-3-2018**

Moved by: Shawn Plain

Seconded by: Mike Jackson

That Aamjiwnaang Chief and Council approves the Little Native Hockey League Tournament and Host Community Agreement 2019, and authorizes June Simon, Band Manager to sign same.

CARRIED

#### **4. HUMAN RESOURCE OFFICER**

Item #1: Aamjiwnaang First Nation - Employee Handbook

The Human Resource Officer (HRO), provided a brief overview of the new Employee Handbook and noted that all staff will be required to attend training and sign a release form indicating they have read, accept and understand the information and, if an employee does not sign it will be so noted. The following issues were discussed: use of cannabis on the job; business conduct; gambling on Aamjiwnaang premises during business hours (raffles, fundraisers, hockey pools) amendments to be completed; hiring of relatives; criminal record/vulnerable sector checks; confidentiality and sharing information; campaigning during business hours; use of company vehicles; conflict of interest; work place etiquette; and, maternity leave

Council indicated that approval and revision dates should be included in the document, the HRO, noted that with changes in legislation the document will be updated on a regular basis and will be available to all employees in the new ADP system and employees will be required to sign off on all changes/amendments. It was noted that insurance and coverage needs to be reviewed periodically to ensure proper coverage. It was also suggested that when there is reference to provincial and federal legislation, the link is to be included in the Employee Handbook.

#### **Motion-05-JUL-3-2018**

Moved by: Darren Henry

Seconded by: Tom Maness

That Aamjiwnaang Council accepts and approves the Aamjiwnaang First Nation Employee Handbook, with noted changes.

CARRIED

**5. HOUSING COORDINATOR**

Item #1: Housing Business Update

The Housing Coordinator reviewed the information in the briefing note and noted that the Housing Committee has reviewed the quotes that have been received to date, and are awaiting additional information before making a final decision to select the contractor. Removal cannot happen within 30 days based on the presented information. Removal of the tank that is located on the one of the properties can take place at a later date, the houses can be brought down. Council expressed concern for staff safety for the tank removal, and suggested that Dragun be consulted and asked to make a recommendation for tank removal specialist. The Housing Coordinator, noted that the prepared report lists the procedures for tank removal.

Councillor Dallas Sinopole, declared Conflict of Interest and excused himself from the discussion with respect to a previous conversation for Item #5, of the Housing Coordinator Update, of May 15, 2018. The Housing Coordinator informed Council that the Housing Committee rescinded the motion with respect to Motion Tracker Sheet #119.

**Motion-06-JUL-3-2018**

Moved by: Shawn Plain

Seconded by: Tom Maness

That Aamjiwnaang Chief and Council acknowledges the Housing Coordinator briefing note regarding the Housing Department updates, as presented.

CARRIED

**6. COMMUNITY INFORMATION OFFICER**

Item #1: Briefing Note - Re: iCompass

The Community Information Officer, provided a brief update and progress of the implementation of the iCompass program. Miss Joselyn Joseph, Summer Student, joined the meeting and assisted with presenting an overview of the iCompass -

Aamjiwnaang web portal.

**Motion-07-JUL-3-2018**

Moved by: Marina Plain

Seconded by: Sherri Crowley

That Aamjiwnaang Chief and Council acknowledges the Community Information Officer briefing note of June 27, 2018, regarding the implementation of iCompass - Meeting Manager, Document Manager and Action Tracking, as presented.

CARRIED

Item #2: Community Information Officer Memo - Re: Revised Notice for Community Information Meeting for Clench Survey Results and Revised Notice for All Candidates Meeting

The Community Information Officer, provided a brief update to Council for the two prepared memo's that were revised and will be posted out to the community for upcoming meetings. There was a brief discussion with respect to candidates night which provides a venue for candidates to share their campaign platform. It was mentioned that Aamjiwnaang has always had a leadership table with respect and working together and being open to hearing from the community. It was suggested to: continue using the five-minute rule for Council candidates, and the candidates for Chief will be allowed ten-minutes. All candidates are to notified of the new format and that there are to be no distribution of goods until after the polls close on election day.

**7. PRESENTATIONS**

Item #1: Ainsworth Energy

Mr. Micheal Ainsworth and Stefan Krolik, both of Ainsworth Energy, were in attendance for the presentation. It was noted that presentations have been completed with both to the environment committee and economic development, and has spoke with the Chief on a couple of occasions. The presentation included:

- A brief history on the business and overview of the move to renewable energy.
- Proposed amounts of water that will be required for the processes of the business, however, information is currently being updated due to a change in

internal processes for the business. The new information will be provided to the environment committee, as it becomes available.

- Council was informed that water is needed for the internal processes in the production of the final product of Methonol. It was noted that water is a resource for Aamjiwnaang - political, environmental, economical issues need to be considered in the development of any relationship or partnership and taking water from the St. Clair River, may be an issue for Aamjiwnaang as it directly impacts the community. It was noted that the ministry has a responsibility to monitor water usage and what is being returned to the waterway - the water temperature will be monitored and reported to the company.
- Mr. Ainsworth, noted that they are willing to develop capacity benefit agreements with Aamjiwnaang for capacity building and the company would be willing to hire Aamjiwnaang members in any position that may be available and offer training opportunities.
- The product process was briefly discussed and it was noted that heat exchangers are used and a secondary cooling system where the water will not come in to contact with any product.

In closing, it was noted that the company is wanting to lower the carbon footprint on the environment and there are many possibilities for future development. A job fair can be planned for the community with respect to employment opportunities and the skills for available positions at the new facility. Council was also assured that they will not hear from a consultant and will always hear from company personnel directly.

Next steps to include - relationship building, long-term commitment, identify community projects that require capacity development - development of a non-disclosure agreement.

## **8. ENVIRONMENT COORDINATOR**

Item #1: Briefing Note – Re: Species at Risk Butler Garter Snake Protection Policy

The Environment Coordinator provided a brief overview of the policy and why it was developed and noted that there other species of plant and animals being identified in the community that can be added to the list for protection. There was a question as to how the snakes are protected? It was noted that there are natural control systems in place such as migration and hibernation and that Aamjiwnaang still offers habitat that is intact for the snakes to live in - snakes also help to control rodents. There are educational opportunities with respect to why snakes are important and the benefits of having snakes. It was suggestion that environmental assessments be completed when there are new business developments and the policy could be included in the

environmental screening process - an environmental assessment would identify the impact that any proposed development would have on the environment.

It was noted that Indigenous and Northern Affairs Canada, requires an environmental screening, and lands will be consult when any environmental screening has to be completed. It was noted that a secondary person needs to be clearly defined with respect to notification of environment assessments.

### **Motion-08-JUL-3-2018**

Moved by: Shawn Plain

Seconded by: Tom Maness

That Aamjiwnaang Chief and Council acknowledges the Environment Coordinator, briefing note and accepts the recommendation to review The Butler Garter Snake Protection Policy, and approves same for implementation.

CARRIED

Item #2: Briefing Note - Re: Enbridge Line 5 - Consultation Capacity Benefit Agreement  
TABLED - UNTIL FURTHER CONSULTATION TAKE PLACE WITH ENBRIDGE

The Environment Coordinator briefed Council with respect to Enbridge, and the plan to replace Line 5. The location and scope of work was also reviewed and the briefing note reflects a discussion that took place with the environment committee. It was noted that a letter has been drafted noting Aamjiwnaang concerns with the scope of work and an agreement was developed for community engagement and consultation - proposed costs cover meeting expenses only. It was noted that the the new line will be placed on Aamjiwnaang land and the Lands Management Officer will also need to be involved and those costs should be considered as well, Costs to be included in agreement: staff time, legal fees, consultant fees, and meeting expenses.

It was noted that the consultation protocol triggers the need for companies to enter into a capacity agreement with Aamjiwnaang for all work that will be completed. And, there should be consideration for the traffic and road closures and Aamjiwnaang needs to be assured that there is a clearly identified safe escape route for all residents in the event of an emergency. It was suggested that Aamjiwnaang be more aggressive with asserting rights over lands and resources on the territory.

Item #3: Briefing Note - Re: National Energy Board Concerns with Nova Remediation

The Environment Coordinator, provided a brief update and noted that a letter has been drafted by Nahwegahbow Corbiere (legal), noting Aamjiwnaang concerns and was presented for Council information. It was noted that the clean-ups are not consistent and the company needs to be held accountable for their actions, its time for Aamjiwnaang to start speaking up and having their voices heard. Salt caverns being used for storage facilities for local industry - researchers can include in their work for Aamjiwnaang.

**Motion-09-JUL-3-2018**

Moved by: Sherri Crowley

Seconded by: Shawn Plain

That Aamjiwnaang Chief and Council acknowledges the Environment Coordinator briefing note and accepts the recommendation that Legal counsel submit the letter to the National Energy Board, outlining Aamjiwnaang concerns and that a meeting is requested to discuss accommodating Aamjiwnaang noted concerns.

CARRIED

Item #4: Briefing Note - Re: TransAlta Permit to Take Water

The Environment Coordinator, informed Council that the letter that was sent to the to the Ministry of Environment and Climate Change (MOECC), has been responded too, and is looking for direction on how to proceed. It was noted that legal has been consulted and now is the time to assert ownership of the water.

**Motion-10-JUL-3-2018**

Moved by: Darren Henry

Seconded by: John Adams

That Aamjiwnaang Chief and Council acknowledges the Environment Coordinator briefing note and accepts the recommendation to review response letter from Ministry of Environment and Climate Change and consult with legal. Further that, Aamjiwnaang work with Chiefs of Ontario and be the lead community for water resource revenue sharing.

CARRIED

Item #5: Briefing Note - Re: Suncor Consultation and Capacity Benefits Agreement

The Environment Coordinator, provided a brief overview with respect to the development of capacity agreements and noted that the number of developed agreements has increased. It was also noted that all agreements are negotiable. It was suggested that perhaps a trip to meet with Alberta Chiefs could prove to be beneficial with respect to revenue sharing, capital projects, and capacity agreements.

**Motion-11-JUL-3-2018**

Moved by: Shawn Plain

Seconded by: Marina Plain

That Aamjiwnaang Chief and Council acknowledges the Environment Coordinator briefing note and accepts the recommendation to accept and approve in principle the Community Capacity and Benefits Agreement with Suncor Energy Products Partnership, effective the 3rd Day of July, 2018, and authorizes Chief Joanne Rogers to sign same. Further that, the Term noted in 15.2, is to be removed and the agreement will be for one (1) year term and revisited at that time.

CARRIED

Item #6: Next Era - Aamjiwnaang Capacity Benefit Agreement

The Environment Coordinator noted that the Next Era Agreement was never finalized nor signed when originally drafted, and is looking for direction on whether to revisit the agreement or let it go. It was noted that Next Era, was not a favourable company to deal with by previous leadership, however, there may be an opportunity to develop a community benefit agreement for the community. It was suggested that the Environment Coordinator, follow-up on the matter.

Item #7: Environment Active Capacity Agreements

Sharilyn noted that the information was prepared to provided information to Council for the upcoming Special Council Meeting with local industry leaders. The information

was reviewed and Council attention was turned to the Nahwegahbow Corbiere, correspondence that defines the differences between Capacity Funding Agreements and Impact Funding Agreements. It was noted that there may be an opportunity to increase the amount of the funding agreements to benefit more community projects as opposed environmental initiative and programming only.

**Motion-12-JUL-3-2018**

Moved by: John Adams  
Seconded by: Marina Plain

That Aamjiwnaang Chief and Council acknowledges the Environment Coordinators submission of active Capacity Agreements for the Aamjiwnaang Environment Program and Nahwegahbow Corbiere correspondence of August 10, 2016.

CARRIED

**9. FINANCE COORDINATOR**

Item #1: Agreement No.: 1617-ON-000063 - Amendment No.: 0010

The Finance Coordinator, provided a brief update for the amended agreement.

**Motion-13-JUL-3-2018**

Moved by: Mike Jackson  
Seconded by: Dallas Sinopole

That Aamjiwnaang Chief and Council accepts the Minister of Indian Affairs and Northern Development, Agreement No.: 1617-ON-000063, Amendment No.: 0010, as presented.

CARRIED

Item #2: Minister of Indigenous Relations and Reconciliation (MIRR)

The Finance Coordinator, provided a brief update with respect to the agreement and

the required Band Council Resolution (BCR).

**Motion-14-JUL-3-2018**

Moved by: Mike Jackson

Seconded by: Dallas Sinopole

That Aamjiwnaang Chief and Council approve the Amending Agreement No. 1, effective as of the 1st day of January, 2018, between Minister of Relations and Reconciliation and Aamjiwnaang First Nation - New Relationship Fund for funding in the years 2014-2019, and authorises Chief Joanne Rogers to sign same.

CARRIED

**Motion-15-JUL-3-2018**

Moved by: Darren Henry

Seconded by: Tom Maness

That Aamjiwnaang Chief and Council adopts BCR 2018/2019 #9, for Amending Agreement No. 1, between Minister of Relations and Reconciliation and Aamjiwnaang First Nation - New Relationship Fund for funding in the years 2014-2019.

CARRIED

**10. CORRESPONDENCE AND INFORMATION**

Item #1: Nimkee NupiGawagan Healing Centre Inc. Board Appointment Request

It was suggested that the matter be forwarded to the Health Committee and request a recommendation for appointment to the board.

Item #2: LDCC Meeting Minutes

There were no noted concerns or comments.

**Motion-16-JUL-3-2018**

Moved by: Dallas Sinopole

Seconded by: Marina Plain

That Aamjiwnaang Cheif and Council acknowledges the London District Chiefs Council Meeting Minutes of September 25, 2017, December 15, 2017, December 21, 2017, and February 6, 2018, as presented.

CARRIED

Item #3: CAER Board Meeting Minutes

There were no noted concerns or comments.

**Motion-17-JUL-3-2018**

Moved by: Marina Plain

Seconded by: John Adams

That Aamjiwnaang Chief and Council acknowledges the Community Awareness and Emergency Response Board Meeting Minutes of March 28, 2018, as presented.

CARRIED

Item #4: Sarnia-Lambton Sports Hall of Fame Invitation to Participate

Chief and Council were informed that Willie Williams will be inducted into the Sarnia-Lambton Hall of Fame, this year. It was recommended that an ad be placed to congratulate the inductee - full page ad to be purchased.

**Motion-18-JUL-3-2018**

Moved by: Mike Jackson

Seconded by: Dallas Sinopole

That Aamjiwnaang Chief and Council acknowledges the Sarnia Lambton Sports Hall of Fame correspondence of June 19, 2018, regarding invitation to participate in the 36th Anniversary Annual Enshrinement Dinner, that will be held on Saturday, September 15, 2018, at the Sarnia Golf and Curling Club. Further that a response will be determined after the upcoming Aamjiwnaang Election and a full-page ad to be purchased.

CARRIED

Item #5: Canada Revenue Agency - Confirmation of Aamjiwnaang Letter Re: Taxation

The Chief noted that the Canada Revenue has responded to Aamjiwnaang letter with respect to taxation, letter is presented for acknowledgement. Another response letter was received from the Minister of Finance (document was distributed for review and acknowledgement).

**Motion-19-JUL-3-2018**

Moved by: Dallas Sinopole  
Seconded by: Marina Plain

That Aamjiwnaang Chief and Council acknowledges the Canada Revenue Agency correspondence of June 15, 2018, regarding receipt of Aamjiwnaang correspondence of May 29, 2018, regarding taxation issues on-reserve. And, the correspondence from the Office of the Minister of Finance dated June 26, 2018, acknowledging the receipt of Aamjiwnaang correspondence of May 29, 2018 regarding taxation issues.

CARRIED

**11. NEW BUSINESS**

Item #1: Councillor Shawn Plain - Geographical Mapping of Aamjiwnaang

**Motion-20-JUL-3-2018**

Moved by: Shawn Plain

Seconded by: Tom Maness

That Aamjiwnaang Chief and Councils directs the Environment Department to develop a Terms of Reference with respect to obtaining a geographical map of the Aamjiwnaang lands.

CARRIED

Item #2: Councillor Darren Henry - Cannabis

Councillor Darren Henry, informed Council that a community member has announced that they are preparing to selling contraban Cannabis on Aamjiwnaang. It was noted that the health centre is not in favour of the use of Cannabis for medical use. And, it was also noted that anyone can sell what they want on their own land. It was suggested to consult with legal, and a comments are to be brought back to the Council table.

Item #3: Councillor Marina Plain - Garbage Accumulation on the Riverbank

Councillor Marina Plain, noted that there is garbage accumulating along the river bank between Marlborough Lane and LaSalle Line, and people are drinking and leaving empties littered around the area. It was noted that Council has made the decision to not post signage along that area of river bank between Marlborough Lane and LaSalle Line, until a future time.

Item #4: Councillor John Adams - Election 2018

Councillor John Adams, informed Council that a question has been asked about a candidate keeping their name in for both Chief and Council seat, and whether or not something can be done to prevent the need to have a possible by-election. It was noted that presently Aamjiwnaang, follows the First Nation Election Process and Indian Act, and until the Election Code is ratified by the community, Aamjiwnaang must follow the established process.

## **12. IN-CAMERA SESSION**

In-Camera Business Deferred to the Special Council Meeting - July 4, 2018

**13. ADJOURNMENT**

**Motion-21-JUL-3-2018**

Moved by: Marina Plain

Seconded by: Dallas Sinopole

That Aamjiwnaang Chief and Council Adjourns at 11:34 P.M.

CARRIED.



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Council Clerk



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Band Manager