

Present: Leona Antoine, Councilor; Bill Bose, Councilor; Harold Joe, Councilor; Lesley Manuel, Councilor; Lucinda Seward, Councilor; Connie Joe, Councilor (Teleconference)

Absent: Aaron Sumexheltza Chief; Joanne Lafferty, Councilor

Staff/Guests: Kari Reilander, Executive Director; Sondra Tom, Executive Assistant; Leesa Mike, Director of Lands and Economic Development; Tyson Lamarsh, Lawyer; Joe Shuter, Housing Manager

Members: Donovan Bent

Motion #1 Reads: The Lower Nicola Indian Band Chief and Council move to appoint Leona Antoine as chair of December 5, 2017 Chief and Council meeting

Moved: Harold Joe

Seconded: Bill Bose

Motion Carried

1. **Opening prayer offered by:** Lesley Manuel

2. **Adoption of Agenda:** C&C December 5, 2017 Meeting

Motion #2 Reads: The Lower Nicola Indian Band Chief and Council move to adopt the December 5, 2017 meeting agenda as presented

Moved: Lucinda Seward

Seconded: Lesley Manuel

Motion Carried

3. **5:00pm Adoption of Meeting Minutes:**

Motion #3 Reads: The Lower Nicola Indian Band Chief and Council move to adopt Chief and Council meeting minutes for October 31, 2017, November 7, 2017, November 14, 2017 and November 28, 2017 with noted changes

Moved: Lucinda Seward

Seconded: Lesley Manuel

Motion Carried

- a. October 31, 2016,
- b. November 7, 2017,
- c. November 14, 2017,
- d. November 28, 2017

4. **Guests/Staff**

- a. **5:30pm Leesa Mike, Director of Lands and Economic Development**
 - i. Nicola Ranch Access

Motion #4 Reads: The Lower Nicola Indian Band Chief and Council move to grant Nicola Ranch access to enter Zoht IR No.4 for the purpose of repairing infrastructure damaged by the flood.

Moved: Lucinda Seward

Seconded: Lesley Manuel

Motion Carried

- Families affected should be notified that Nicola Ranch will be going through Zoht IR No.4 for the purpose of repairing infrastructure damaged by the flood.
- Leesa Mike will discuss if more people or equipment is needed for Nicola Ranch to complete the repairs to infrastructure damaged by the flood.
 - ii. Extension on Kinder Morgan Mutual Benefits Agreement Deadline

Motion #5 Reads: The Lower Nicola Indian Band Chief and Council move to approve the amendment agreement as it will significantly reduce LNIB's financial risk should the Expansion be delayed or the MBA is terminated

Moved:

Seconded:

Motion Tabled

- Coldwater Indian Band's easement from the 1950's pipeline is less than favorable
- The Canadian court stated the ministry should have to do more to accommodate Coldwater Indian Band in regards to compensation, and environmental protection
- The pipeline will continue to operate while Coldwater Indian Band works on easement with Kinder Morgan and Ministry
- Lower Nicola Indian Band will also have their old 1950's easement revised
- An Easement is a non exclusive right to operate the pipeline on Reserve Land so long as its not interfering with other Land uses and it also has environmental protections, remediation obligations, responsibilities of Trans Mountain, Financial Benefits
- Expropriation of land for a "Community Purpose" KM provide legal bills if a community member challenged expropriation of land
- Meeting with the Halls to discuss LNIB purchasing their lots – Thursday, December 7, 2017
- Wait for direction from Lands Management Advisory Committee (LMAC) regarding expropriation
- Begin due diligence research regarding alternative routes through the reserve
- Invite Trans Mountain to future LMAC meeting

Action Item: Have the Land Code Implementation Committee to consider what our options are regarding the creation of an expropriation law

Action Item: Kari Reilander, Connie Joe, will meet and discuss the amendments for the Kingsvale Funding Agreement and ensure that it coincides with LNIB's Financial Law

- Kingsvale Funding Agreement Amendment Briefing note should have stated a cost of borrowing
- Finance and Audit committee needs to have a meeting to make a recommendation to Chief and Council regarding the amendments to the Kingsvale Funding Agreement

iii. Reception Job addition to the Budget

Motion #6 Reads: The LNIB authorize the budget for Receptionist position for Lands and Economic Development
Moved: Lucinda Seward
Seconded: Lesley Manuel
Motion Carried
Opposed: Connie Joe – due to no revised budget being provided

Action Item: Have the Lands and Economic Development Budget revised to include the Receptionist position for Lands and Economic Development Department

b. **Joe Shuter, Housing Manager**

- i. CMHC Loan Mortgage Renewal 19-360-197/005 for Phase 17

Motion #7 Reads: The Lower Nicola Indian Band Chief and Council move to sign CMHC offer to lend and to approve CMHC Mortgage ref # 19-360-197/005 Subsequent Renewal for phase 17, 3 units – Lot 161-1, house # 269 Fyall road Nicola Mameet IR #1; Lot 3, house # 318-E hwy 8 East, Nicola Mameet IR #1; Lot 201, house # 216 Nawishaskin Lane, Nicola Mameet IR #1
Moved: Lesley Manuel
Seconded: Bill Bose
Motion Carried

c. Kari Reilander, Executive Director

- i. BCR BC Capacity Funding Initiative

Motion #8 Reads: The Lower Nicola Indian Band Chief and Council move to endorse the Band Council Resolution supporting the application to the BC Capacity Initiative for the funding year 2018-2019
Moved: Lesley Manuel
Seconded: Lucinda Seward
Motion Carried

5. For Information Only

- a. Land Use Planning, Castlemain
- b. Kinder Morgan Update
- c. Shulus/Springs Domestic Water System Internal Audit Presentation

Motion #9 Reads: The Lower Nicola Indian Band Chief and Council move to accept the report presented at the band general meeting November 27, 2017 authored by Teri McEachern of Cascadian Consulting Group Inc. titled Band Members finding and recommendations report: Internal review of Shulus/Springs Domestic Water Systems Project 2013-2017
Moved: Harold Joe
Seconded: Lucinda Seward
Motion Carried

d. RCMP

- Meeting at RCMP detachment December 7, 2017 to discuss Tripartite Agreement, CCG, monthly RCMP incident report
- Request that Lower Nicola Indian Band receive a monthly report from the RCMP
- Kari Reilander needs a copy of Tripartite Agreement

e. Scw'exmx Child and Family Services

- How can we get community input/feedback on services provided by SCFS?
- Discussion/Dinner inviting all membership (possibly January 11, 2018)

6. Next C&C Meeting – Regular (Admin/Programs) Meeting: December 19, 2017 at 5:00pm

7. Meeting adjourned at: 8:53

Motion #10 Reads: The Lower Nicola Indian Band Chief and Council move to adjourn the December 5, 2017 Chief and Council meeting at 8:53 pm
Moved: Bill Bose
Seconded: Lucinda Seward
Motion Carried

Summary of Action Items:

Action Item: Have the Land Code Implementation Committee to consider what our options are regarding the creation of an expropriation law

Action Item: Kari Reilander, Connie Joe, will meet and discuss the amendments for the Kingsvale Funding Agreement and ensure that it coincides with LNIB's Financial Law

Action Item: Have the Lands and Ec. Dev Budget revised to include the Receptionist position for Lands and Economic Development Department

Next Agenda Items: