

**LOWER MAINLAND TREATY ADVISORY COMMITTEE  
EXECUTIVE COMMITTEE  
REGULAR MEETING**

**November 18, 2009**

Minutes of the Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Executive Committee** scheduled 3:20 to 4:30 p.m. on Wednesday, November 18, 2009, in the 2<sup>nd</sup> Floor Meeting Room, 4330 Kingsway Burnaby, B.C.

<b>ATTENDANCE:</b>		
<b>JURISDICTION:</b>	<b>ELECTED REPRESENTATIVES TO LMTAC:</b>	<b>STAFF REPRESENTATIVES TO LMTAC:</b>
Greater Vancouver RD	Mayor Ralph Drew ( <b>Chair</b> )	Marino Piombini
Delta, Corporation of	Councillor Anne Peterson	
Langley, Township of	Councillor Mel Kositsky	
North Vancouver, District of	Councillor Alan Nixon (arrived 4:06 p.m. and departed 4:45 p.m.)	
Squamish, District of	Councillor Corinne Lonsdale	
SCRD	Director Lee Turnbull	
SLRD	Director Jordan Sturdy	
White Rock, City of	Councillor Mary Wade Anderson	
<b>LMTAC STAFF ATTENDANCE:</b>		
Regan Schlecker	Managing Director	
Mark Kirsop	Policy Analyst	
<b>PREPARATION OF MINUTES:</b>		
Carrie Peacock	Recording Secretary, Raincoast Ventures Ltd.	

**CALL TO ORDER**

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 3:57 p.m.

**1. AGENDA FOR ADOPTION**

**1.1 November 18, 2009**

**It was MOVED and SECONDED**

THAT the Agenda for the Regular Meeting of the LMTAC Executive Committee scheduled November 18, 2009 be adopted as presented.

**CARRIED UNANIMOUSLY**

**2. MINUTES FOR ADOPTION**

**2.1 October 14, 2009 Executive Committee**

**It was MOVED and SECONDED**

THAT the Minutes of the Regular Meeting of the LMTAC Executive Committee held October 14, 2009 be adopted, as presented.

**CARRIED UNANIMOUSLY**

It was suggested that Nisga'a had recently implemented a private land ownership mechanism, whereby any citizen could acquire lands (on a fee simple basis) that were previously communally held. This was recognized as a cultural shift which could have some significant implications.

**3. DELEGATION**

No delegation was received.

#### **4. LMTAC Reports**

##### **4.1 2009 Workplan Status Report**

*LMTAC report regarding "2009 Workplan Status", dated November 3, 2009, and attached "LMTAC Workplan 2009".*

Regan Schlecker, Managing Director, confirmed that all projects indicated in 2009 Workplan were now complete. The report was intended as a reference to assist while reviewing the 2010 Workplan.

##### **It was MOVED and SECONDED**

THAT the LMTAC Executive Committee receive for information the LMTAC report regarding "2009 Workplan Status", dated November 3, 2009.

**CARRIED UNANIMOUSLY**

##### **4.2 Draft 2010 Workplan**

*LMTAC report regarding "Draft 2010 Workplan", dated November 3, 2009, and attached "Draft LMTAC Workplan 2010".*

Regan Schlecker, Managing Director, referred to the draft workplan, and led the meeting in a review of the new items added to the activities list. It was noted that the workplan could be appended to, as issues arose.

LMTAC's application for one-time TAC Operations Grant Funding had been accepted by the UBCM in the amount of \$10,000. Ms. Schlecker explained that 70% of the grant amount would be provided immediately, with the remainder to follow when LMTAC submitted its final report by April 30, 2010.

Marino Piombini reviewed his understanding that the federal government had launched and would be proceeding with the Federal Action Plan on Aboriginal Consultation and Accommodation. Although the FCM and others had been contacted regarding the plan, Chair Drew suggested contacting other federal agencies involved.

##### **It was MOVED and SECONDED**

THAT the LMTAC Executive Committee direct staff to send to the Canadian Environment Assessment Agency and the Major Projects Management Office, a copy of the updated LMTAC Discussion Paper "Local Consultation with First Nations, Issues and Concerns".

**CARRIED UNANIMOUSLY**

##### **It was MOVED and SECONDED**

THAT the LMTAC Executive Committee receive for information the LMTAC report regarding "Draft 2010 Workplan", dated November 3, 2009, and endorse the "Draft LMTAC 2010 Workplan", as presented.

**CARRIED UNANIMOUSLY**

##### **4.3 Revised Operating Procedures**

*LMTAC report regarding "Proposed Revisions to LMTAC Operating Procedures", dated November 3, 2009; and attached "LMTAC Operating Procedures".*

Regan Schlecker, Managing Director, acknowledged revisions required to the LMTAC Operating Procedures, based on the Board's September 2009 recommendations

##### **It was MOVED and SECONDED**

THAT the LMTAC Executive Committee recommend the Board consider and endorse the revised LMTAC Operating Procedures, as presented.

**CARRIED UNANIMOUSLY**

#### 4.4 2009 Annual Board Survey Results

LMTAC report regarding "2009 LMTAC Annual Member Survey Results", dated November 5, 2009, and attached report "Results: 2009 Annual LMTAC Member Survey".

Mark Kirsop, Policy Analyst, commented regarding the results of the 2009 Annual LMTAC Member Survey, as indicated in the report provided. To better enable Ministry of Aboriginal Relations and Reconciliation staff attendance at LMTAC meetings, it was suggested that consideration could be given to adjusting LMTAC meeting dates.

During an ensuing discussion, Chair Drew noted that significant efforts had been made in the past to enable LMTAC members to be part of the provincial team at the treaty table. The beneficial role of representing local government interests, while participating in the treaty process, was acknowledged.

#### **It was MOVED and SECONDED**

THAT the LMTAC Executive Committee:

- a) receive for information the LMTAC report regarding "2009 LMTAC Annual Member Survey Results", dated November 5, 2009, and attached report "Results: 2009 Annual LMTAC Member Survey", and
- b) direct staff to provide a copy of the report and attachment to the Board, for information.

**CARRIED UNANIMOUSLY**

#### 4.5 Updated Draft Discussion Paper: Local Government Consultation with First Nations – Issues and Concerns

LMTAC report regarding "Updated LMTAC Discussion Paper – Local Government consultation with First Nations – Issues and Concerns", dated November 5, 2009.

Regan Schlecker, Managing Director, reported that the updated discussion paper included: a new section on Protection-of-Privacy; a new section on Freedom-of-Information; and a revised Appendix A (to identify outstanding questions).

#### **It was MOVED and SECONDED**

THAT the LMTAC Executive Committee receive for information the LMTAC report regarding "Updated LMTAC Discussion Paper – Local Government consultation with First Nations – Issues and Concerns", dated November 5, 2009, and endorse the updated Discussion Paper as presented.

**CARRIED UNANIMOUSLY**

#### 5.1 Negotiation Table Reports

##### 5.1a) Katzie

No items presented.

##### 5.1b) Musqueam

No items presented.

##### 5.1c) Squamish

No items presented.

##### 5.1d) Hwlitsum

No items presented.

##### 5.1e) Tsleil-Waututh

No items presented.

##### 5.1f) Other

No items presented.

## 6. CHAIR AND STAFF REPORTS

### 6.1 Chair's Report

*Report from the LMTAC Chair and Managing Director regarding "Adoption of a Council/Board Policy on Consultation Fees", dated November 10, 2009.*

Chair Drew reported that Port Moody Council had adopted a policy regarding the payment of fees for consultation, similar to Metro Vancouver's policy. He acknowledged the opportunity for LMTAC to provide members with a draft policy to consider adopting, regarding the payment of fees for consultation. During an ensuing discussion it was noted that the City of Vancouver would be developing their own related policy, and that most members would approve of a consistent approach to the issue.

#### **It was MOVED and SECONDED**

THAT the Executive Committee:

- a) receive the report from the LMTAC Chair and Managing Director regarding "Adoption of a Council/Board Policy on Consultation Fees", dated November 10, 2009, with amendments to the second paragraph on the third page:
  - i. replacing the reference to 'senior levels of government' with 'orders of government'; and
  - ii. customizing the memorandum for each local government, to replace the reference to 'we' with the appropriate local government name; and further
- b) recommend the Board endorse the distribution of the memorandum to LMTAC Member Councils and Boards, requesting that they consider adopting a policy regarding non-payment of fees for consultation.

**CARRIED UNANIMOUSLY**

### 6.2 Tsleil-Waututh Nation Proposal for Developing an Online Consultation Tool

*Correspondence from Tsleil-Waututh Nation regarding "A Proposal for Developing an Online Consultation Tool", dated November 2, 2009.*

Chair Drew led the meeting in a discussion on how to respond to the letters from Tsleil-Waututh Nation, sent to Mayors of local government. Challenges associated with engaging or disregarding the correspondence, were discussed. Chair Drew confirmed that discussions with the Integrated Lands Management Bureau, indicated that a response to Tsleil-Waututh was forthcoming.

**4:45 p.m.**

Councillor Nixon left the meeting.

Chair Drew suggested a memo be distributed to LMTAC members informing them regarding the issue, indicating that the responsibility for consultation resided with the Province, and confirming that the Integrated Lands Management Bureau was compiling a response.

**4:55 p.m.**

Councillor Lonsdale left the meeting.

#### ***Request for Action***

*The LMTAC Chair and Managing Director agreed to:*

- a) *Contact provincial government representatives at the Integrated Land Management Bureau (ILMB) for an update on a pending provincial response to the Tsleil-Waututh correspondence (regarding 'A Proposal for Developing an Online Consultation Tool');*
- b) *Draft a memo for the Executive Committee's consideration and subsequent distribution to LMTAC member Councils and Boards, in response to the Tsleil-Waututh's correspondence. The memo would indicate that LMTAC was inclined to not respond directly to the letter, that member Councils and Boards are under no obligation to respond, and that a response was forthcoming from the provincial ILMB and would be forwarded to members for information upon its receipt;*
- c) *Provide a copy of the memo distributed to the LMTAC Board for information; and*
- d) *Provide a verbal update regarding the issue at the November 25, 2009 LMTAC Board meeting.*

- 6.3 Staff Report**  
No items presented.
- 7. MISCELLANEOUS REPORTS**
- 7.1 Metro Vancouver Intergovernmental Relations Committee**  
No items presented.
- 7.2 Fraser Valley Treaty Advisory Committee (FVTAC)**  
No items presented.
- 7.3 Union of British Columbia Municipalities (UBCM)**  
No items presented.
- 7.4 Federation of Canadian Municipalities (FCM)**  
No items presented.
- 7.5 Treaty Implementation**  
No items presented.

**Agenda Varied**

The Agenda was varied at the meeting to postpone consideration of Items 8.1 and 8.2 to the December 2009 Executive Committee Meeting.

**9. INFORMATION**

**It was MOVED and SECONDED**

THAT the following items be received for information:

- 9.1 Correspondence
- 9.2 LMTAC Financial Statement as of September 30, 2009
- 9.3 Honorarium and Expense Form

**CARRIED UNANIMOUSLY**

**11. NEXT MEETING DATE**

Members were informed that the next Regular Meeting of the LMTAC Executive Committee was scheduled November 25, 2009 (if required).

**12. CONCLUSION**

**It was MOVED and SECONDED**

THAT the Regular Meeting of the LMTAC Executive Committee held November 18, 2009 now conclude.

**CARRIED UNANIMOUSLY**

(Time: 5:00 p.m.)