

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

February 28, 2001

Minutes of the Regular Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Board** held at 8:15 p.m. on Wednesday, February 28, 2001, in the 2^d Floor Board Room, 4330 Kingsway, Burnaby, BC.

JURISDICTION:	ATTENDANCE: LMTAC REPRESENTATIVE:	ALTERNATE:
District of North Vancouver	Mayor Don Bell (Chair)	Cameron Thorn
Village of Anmore	Mayor Hal Weinberg	
Village of Belcarra		Councillor Bruce Drake
City of Coquitlam	Councillor Louella Hollington	Robin Hicks
Corporation of Delta	Councillor Vicki Huntington	
Fraser Valley TAC	Mayor Clint Hames (departed 9:00 p.m.)	Tamara Little
Greater Vancouver RD	Director Ralph Drew	Marino Piombini
Township of Langley	Councillor Mel Kositsky	
Village of Lions Bay	Councillor Peter Stevenson	
District of Maple Ridge	Councillor Candace Gordon	
City of New Westminster	Councillor Bob Osterman	
City of North Vancouver	Councillor Bill Bell (departed 8:50 p.m.)	Ken Tollstam (departed 8:50 p.m.)
City of Port Coquitlam	Councillor Mike Forrest	Jim Maitland
City of Richmond	Mayor Greg Halsey-Brandt	
Sunshine Coast RD	Director Lee Turnbull	
City of Surrey	Councillor Jeanne Eddington	Rob Costanzo
City of Vancouver		Pat Wotherspoon (departed 8:50 p.m.)
City of White Rock	Councillor Mary-Wade Anderson	
LMTAC STAFF ATTENDANCE:		
David Didluck	Executive Director	
Kirstie Pirie	Communications Coordinator	
Carrie Peacock	Recording Secretary, Raincoast Ventures	
GUESTS:		
Katherine Gordon, Chief Negotiator, BC Team South, Ministry of Aboriginal Affairs		
Ellen Frisch, BC Team South, Ministry of Aboriginal Affairs (departed 8:51 p.m.)		
Margo Elewonibi, BC Team South, Ministry of Aboriginal Affairs		

1. ADOPTION OF THE AGENDA

1.1 February 28, 2001 Full LMTAC Agenda

It was MOVED (Hollington) and SECONDED (Drew)

THAT the Agenda for the Regular Meeting of LMTAC scheduled February 28, 2001, be adopted as circulated.

CARRIED UNANIMOUSLY

2. ADOPTION OF THE MINUTES

2.1 January 24, 2001 Full LMTAC Regular Minutes

It was MOVED (Eddington) SECONDED (Osterman)

THAT the Minutes of the Regular Meeting of the LMTAC Board held January 24, 2001, be adopted as circulated.

CARRIED UNANIMOUSLY

- 2.2 **January 10, 2001 Executive Committee Minutes**
February 2, 2001 Finance and Organizational Subcommittee Minutes
February 7, 2001 Communications Subcommittee Minutes
February 14, 2001 Executive Committee Minutes

It was MOVED (Eddington) and SECONDED (Wade-Anderson)

THAT the Minutes of the Regular Meetings of the LMTAC Executive Committee held January 10, 2001 and February 14, 2001, and the Minutes of the LMTAC Finance and Organizational Subcommittee Meeting held February 2, 2001, the Minutes of the LMTAC Communications Subcommittee Meeting held February 7, 2001, be received for information.

CARRIED UNANIMOUSLY

Request of Staff

Staff was requested to make the following text amendments to the February 7, 2001 LMTAC Communications Subcommittee minutes: the paragraph ending on page 1 and continuing on page 2 was amended to read:

“In response to questions raised, Ms. Frisch confirmed that the BC Treaty Commission allocates negotiations funds provided by the federal and provincial government to First Nations, and that subsequent allocation and dispensation of the funding is at the discretion of the First Nations. Federal and provincial funding is distributed in accordance with the province’s fiscal year and as such the next issuance to First Nations will be near April 1, 2001.”

3. **DELEGATIONS**

Katherine Gordon, Chief Negotiator, BC Team South announced that Ellen Frisch has accepted a new role within the BC Team South as Assistant Negotiator, and advised that the new Consultation Manager, Bill Seymour will be introduced at the next LMTAC meeting.

It was MOVED (Halsey-Brandt) and SECONDED

That the LMTAC Board congratulate Ellen Frisch on her appointment as Assistant Negotiator, BC Team South, and welcome Bill Seymour as the new Consultation Manager, BC Team South.

CARRIED UNANIMOUSLY

3.1 **Guiding Principles – Mayor Clint Hames, FVTAC Chair**

Document titled “LMTAC / FVTAC Perspectives on Key Treaty Issues with Provincial Responses – Comparison Document”.

Mayor Hames, FVTAC Chair, reviewed FVTAC membership and provided an overhead presentation including information regarding:

- a review of FVTAC key interests including a “Interests in Treaty Making” Paper, Guiding Principles, and Specific Table-by-Table Interests;
- comments regarding BC Team South and FVTAC Workshops held;
- discussion regarding the FVTAC – LMTAC Principles, and comments relative to their development; and
- a map indicating lands identified by Sto:lo First Nation as traditional territory through a “Statement of Intent”.

8:50 p.m.

Councillor Bill Bell, Ken Tollstam and Pat Wotherspoon departed the meeting.

The Board requested discussion at a future meeting regarding the voting rights of non-Aboriginal people residing on treaty settlement lands. The province's position that waterways will not be allocated in the treaty negotiations process, was reviewed.

8:51 p.m.

Ellen Frisch departed the meeting.

Due to the significance of the Sto:lo treaty negotiations process, additional LMTAC representation at treaty negotiations meetings was suggested. Although most Sto:lo meetings are public, Katherine Gordon, Chief Negotiator, BC Team South agreed to further discuss this issue.

Margo Elewonibi, BC Team South, noted that when Sto:lo agreed to enter into substantive Agreement in Principle negotiations, they identified five topics to commence negotiations on, and chose to present their interests in the form of the proposed interim measures agreement. It was noted that the province recognizes that overlap is a major challenge to be resolved at this table. Clarification was provided regarding interim measures, which will not provide land, but may allow inter-government relationships to be built. Ms. Elewonibi confirmed that treaty related measures can not be concluded with outstanding overlap issues.

It was MOVED (Drew) and SECONDED (Halsey-Brandt)

That the LMTAC Board receive the report provided by Mayor Hames, FVTAC Chair, for information.

CARRIED UNANIMOUSLY

9:00 p.m.

Mayor Hames departed the meeting.

Agenda Varied

The order of the Agenda was varied at the meeting to now receive an update from Katherine Gordon, Chief Negotiator, BC Team South, regarding the Nanaimo Agreement in Principle.

3.2 Agreement In Principle - Nanaimo

Katherine Gordon, Chief Negotiator, BC Team South, recognized the significance of Nanaimo's draft Agreement in Principle, noting that a mechanism has been suggested for the purchase of private land post-treaty, with a formula that would be developed to convert the land to treaty settlement lands. It was further noted that the province's mandate regarding private land has not changed, and that there is no intent to expropriate private property. Ms. Gordon welcomed further comments from LMTAC regarding this issue, particularly pertaining to the Lower Mainland.

Serious implications of a formula for the purchase of private lands post-treaty as treaty settlement lands were discussed, including immediate impacts on land values and regional planning. Reference was made to correspondence from the former Chief Negotiator, BC Team South, assuring LMTAC that there will be no negative impacts on the private land base.

Further concerns were expressed regarding the concept of having parcels of privately held land in a pre-existing municipality. Additionally, the Board questioned why the provincial government appears to have disregarded requests from local government, and reiterated that LMTAC's First Principles are against the inclusion of private property in treaties.

4. YEAR IN REVIEW

4.1 Updated LMTAC Operating Procedures

Excerpts from LMTAC Operating Procedures – Section 7.2 Election Procedures.

Councillor Candace Gordon, Chair, Finance and Organizational Subcommittee, acknowledged the Committee's support for the updated LMTAC Operating Procedures as presented.

It was MOVED (Osterman) and SECONDED (Kositsky)

That the LMTAC Board approve the proposed changes to the LMTAC Operating Procedures.

CARRIED UNANIMOUSLY

5. STANDING REPORTS

5.1 Chair

Agenda for the February 15, 2001 "Meeting on First Nations Land Management Implementation", and related attachments.

Chair Bell commented regarding the February 15, 2001 Workshop he attended, and reviewed issues addressed at the meeting regarding the First Nation Land Management Act. Members were encouraged to attend the Community to Community Forum scheduled March 6, 2001.

5.2 Executive Director

Executive Director's Report dated February 15, 2001, reviewing January 1 to February 15, 2001 LMTAC Staff Projects and Activities.

No additional reports from the Executive Director were received at the meeting.

5.3 Communications Subcommittee

No reports from the Communications Subcommittee were received at the meeting.

5.4 Finance and Organizational Subcommittee

No reports from the Finance and Organizational Subcommittee were received at the meeting.

5.5 Negotiation Table Reports

- a) *Agenda for the January 25, 2001 TFN Treaty Table Main Table Meeting;*
- b) *Document marked "Without Prejudice" titled "British Columbia Proposal to Tsawwassen First Nation and to the Government of Canada" dated January 25, 2001 and related attachments.*

No additional Negotiation Table reports were received at the meeting.

5.6 Fraser Valley Treaty Advisory Committee

- a) *Spreadsheet titled "Treaty Advisory – Fraser Valley Region" listing various treaty related activities scheduled in February and March 2001; and*
- b) *Status Report on Forestry Discussions developed by provincial and federal treaty negotiations representatives, titled "Sto:lo Nation Treaty Negotiations", dated February 5, 2001.*

No additional reports from the Fraser Valley Treaty Advisory Committee were received at the meeting.

5.7 UBCM

No reports from UBCM were received at the meeting.

It was MOVED (Gordon) and SECONDED (Weinberg)

That the LMTAC Board received the standing reports for information.

CARRIED UNANIMOUSLY

6. OTHER BUSINESS

6.1 Appointment of FOSC representative: Councillor Vicki Huntington

It was MOVED (Gordon) and SECONDED (Weinberg)

That the LMTAC Board appoint Councillor Vicki Huntington as an At Large Finance and Organizational Subcommittee member.

CARRIED UNANIMOUSLY

6.2 Distribution of UBCM Aboriginal Affairs Updates

Memorandum from Kirstie Pirie, Communications Coordinator regarding "UBCM Aboriginal Affairs Update Distribution", dated February 12, 2001.

This item was deferred to the next meeting.

7. **INFORMATION**

It was MOVED (Kositsky) and SECONDED

That the LMTAC Board receive the following for information:

- 7.1 Correspondence – General
- 7.2 Agenda Deadlines 2001
- 7.3 Members Honorarium and Expense Form
- 7.4 Media Clippings

CARRIED UNANIMOUSLY

8. **CONCLUSION**

It was MOVED and SECONDED

That the LMTAC Board February 28, 2001 Regular Meeting be concluded.

CARRIED
(Time 9:25 p.m.)