

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

March 26, 2003

Minutes of the Regular Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Board** scheduled from 5:30 p.m. - 6:15 p.m. and 7:15 p.m. – 8:30 p.m., on Wednesday, March 26, 2003, at the Alan Emmott Centre, 6650 Southoaks Crescent, Burnaby, B.C.

| ATTENDANCE: | | |
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| JURISDICTION: | LMTAC ELECTED REPRESENTATIVE: | LMTAC STAFF REPRESENTATIVE: |
| Greater Vancouver RD | Director Ralph Drew (Chair) | Marino Piombini |
| Anmore, Village of | Councillor Ken Juvik | |
| Bowen Island, Municipality of | Mayor Lisa Barrett | |
| Belcarra, Village of | Councillor Colin Richardson (arrived 5:54 p.m.) | |
| Burnaby, City of | Councillor Lee Rankin | Kimberly Flick |
| Coquitlam, City of | Councillor Louella Hollington | Sonia Santarossa |
| Langley, City of | Councillor Ted Schaffer | |
| Langley, Township of | Councillor Bob Long | Frank Clark-Jones |
| Lions Bay, Village of | Councillor Lisa Turpin (departed 8:33 p.m.) | |
| Maple Ridge, District of | Councillor Candace Gordon | |
| New Westminster, City of | Councillor Bob Osterman | |
| North Vancouver, City of | Councillor Craig Keating | Ken Tollstam (arrived 5:54 p.m.) |
| Pitt Meadows, District of | Councillor Debra Eisel | |
| Port Coquitlam, City of | Councillor Mike Forrest | Jim Maitland |
| Port Moody, City of | Councillor K. Rockwell | Gerry vanderWolf |
| Richmond, City of | Councillor Harold Steves | |
| Squamish, District of | Councillor Corinne Lonsdale (departed 8:33 p.m.) | |
| Squamish Lillooet RD | Director John Turner | |
| Sunshine Coast RD | Director Adrian Belshaw | |
| Surrey, City of | Councillor Penny Priddy | R. Costanzo |
| West Vancouver, District of | Councillor Jean Ferguson | Rick Beauchamp |
| LMTAC STAFF ATTENDANCE: | | |
| Kirstie Pirie, Manager | | |
| Regan Schlecker, Aboriginal Affairs Analyst | | |
| GUESTS: | | |
| Ian Batey, Negotiator, Treaty Negotiations Office (departed 6:02 p.m.) | | |
| Vernon Chapman, Katzie First Nation (departed 6:02 p.m.) | | |
| Ellen Frisch, Provincial Treaty Negotiations Office (arrived 8:12 p.m., departed 8:33 p.m.) | | |
| Cory Herrera, Negotiator, Provincial Treaty Negotiations Office (arrived 8:12 p.m., departed 8:33 p.m.) | | |
| Chris Roine, Katzie First Nation (departed 6:02 p.m.) | | |
| PREPARATION OF MEETING MINUTES: | | |
| Vivian Guthrie, Recording Secretary, Raincoast Ventures | | |

CALL TO ORDER

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 5:32 p.m.

1. AGENDA FOR ADOPTION

1.1 March 26, 2003

It was MOVED and SECONDED

THAT the Agenda for the Regular Meeting of the LMTAC Board scheduled March 26, 2003, be adopted as amended to add:

- a) under Item 3.2, discussion regarding the Public Meeting on Tsawwassen Treaty Negotiations, scheduled March 27, 2003 in Delta;
- b) Item 3.3, Fisheries Issues; and
- c) Item 10.6, On-table correspondence.

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION

2.1 February 26, 2003

On-table list of suggested amendments to the February 26, 2003 Minutes

It was MOVED and SECONDED

THAT the Minutes of the Regular Meeting of the LMTAC Board held February 26, 2003, be adopted as corrected to include the on-table proposed amendments.

CARRIED UNANIMOUSLY

2.2 MINUTES FOR INFORMATION

February 26, 2003 Executive

March 12, 2003 Executive

March 4, 2003 FOSC

March 5, 2003 CSC

It was MOVED and SECONDED

THAT the Minutes of the LMTAC Executive Committee meetings held February 26, 2003 and March 12, 2003; the Finance and Organizational and Communication Subcommittee meetings held March 4, 2003 and March 5, 2003, be received for information.

CARRIED UNANIMOUSLY

3. DELEGATION

3.1 Presentation on Katzie First Nation's Regional Visioning Event, Connecting the Pieces; Leaders in Action (Feb 5-7, 2003)

- a) *Letter dated March 3, 2003, confirming the presentation.*
- b) *On-table report dated February 5-7, 2003, titled "Connecting the Pieces; Leaders in Action" containing the proceedings of the Katzie Leadership Summit*

Councillor Gordon, LMTAC representative to the Katzie table, introduced Ian Batey, Negotiator, Treaty Negotiations Office, and Vernon Chapman and Chris Roine of the Katzie First Nation.

Vernon Chapman presented an oral report in regard to the Katzie First Nation's Regional Visioning Event held February 5 – 7, 2003 that provided an open space to generate ideas on how Katzie First Nation could accomplish its goals. Mr. Chapman reviewed the contents of the report and noted Action Plans of interest.

It was further noted that one of the overriding principles for Katzie First Nation was to be proactive in building relationships with neighbours and that to this effect the Intergovernmental Relations Working Group had been visiting neighbouring local governments over the past 18 months. Members were informed that Katzie expected important changes to occur in regard to an expanded land base, greater authority, independence from the Federal Indian Act and local governance relations.

Mr. Chapman continued with an update of draft chapters to the Agreement In Principle (AIP) and advised that a current focus was to mitigate the impact of the proposed Fraser River Crossing.

In discussion question arose as to the status of properties under lease at the mouth of Pitt Lake and it was confirmed that leases had not been renewed. In regard to the Fraser River Bridge crossing it was clarified that Katzie had entered into a Memorandum of Understanding with TransLink to outline concerns. It was noted that the Township of Langley had indicated a high interest in establishing close communication with Katzie in this regard as well.

Members commented on the substantial amount of work accomplished at the Regional Visioning Event and Mr. Chapman reviewed the participant driven process of identifying items for the agenda, brainstorming, and development of the action plans.

5:54 p.m.

Councillor Richardson, Village of Belcarra, and, Ken Tollstam, City of North Vancouver arrived at the meeting.

Members were advised that further information was available on the website: www.katzie.ca

Councillor Gordon commented that Katzie's elected Chief and Council were desirous of a transition from the responsibility of addressing the needs of Ottawa to being accountable to their community.

6:02 p.m.

Messer's Batey, Chapman and Roine departed the meeting.

3.2 SPECIAL ITEM

Delta's Withdrawal from LMTAC / Election of new LMTAC Representative to the Tsawwassen Negotiations Table / Upcoming Tsawwassen Treaty Negotiation Public Meeting to be hosted by the Corporation of Delta

- a) *Letter dated March 11, 2003 from Mayor Lois Jackson of the Corporation of Delta confirming the withdrawal of Delta from LMTAC and related correspondence*
- b) *Media Release dated March 17, 2003, regarding the*
- c) *Excerpt from Minutes of the March 12, 2003, In-camera meeting of LMTAC Executive*
- d) *On-table document dated March 2003, from the Corporation of Delta, titled "Public Information Meeting on the Tsawwassen Treaty Negotiations"*

Chair Drew announced the official withdrawal of Delta from LMTAC.

Members discussed strategies for eliciting information at the Public Meeting to be held March 27, 2003 in Delta. It was discerned that questions directed to the three Chief Negotiators would be the only means of correcting inaccuracies circulated in the Notice of meeting and to media.

It was MOVED and SECONDED

THAT the LMTAC Board receive for information the attached and on-table documents presented under Item 3.2 regarding the withdrawal of Delta from LMTAC.

CARRIED UNANIMOUSLY

Chair Drew announced that the LMTAC Executive had appointed Councillor Steves as interim LMTAC representative to the Tsawwassen Table. Councillor Steves reviewed issues regarding inaccuracies of some statements by the Corporation of Delta.

In discussion there was concern in regard to the request that negotiators communicate directly with Delta on Tsawwassen First Nation's treaty matters. It was believed the

intention of the negotiators was use an intergovernmental working group as a venue for such communication.

Members reiterated the significance of the urban treaty with Tsawwassen First Nations and Chair Drew advised of the provincial commitment to the existing process, and the role of LMTAC as part of the Provincial negotiating team. Members acknowledged the tremendous service provided by LMTAC table representatives and the constraints of in-camera information. Pros and cons of serving as both a municipal councillor and a table representative were considered.

A member queried whether the Communications Subcommittee would provide media releases regarding the issue of withdrawal. It was noted that a letter distributed to editors of lower mainland publications was published only in local (Delta) publications. Suggestion was offered that the situation provided an opportunity for the distribution of more information to communities regarding the importance for all communities in the region to be represented at the treaty tables.

It was MOVED and SECONDED

THAT the LMTAC Board elect Councillor Harold Steves to the position of LMTAC Representative to the Tsawwassen Table.

CARRIED UNANIMOUSLY

3.3 Fisheries Issues

On-table memorandum and attachments dated March 26, 2003, from Chair Drew regarding Fisheries Issues.

Chair Drew provided an overview of recent correspondence from BC Wildlife Federation and UBCM Aboriginal Affairs Committee, and advised he was somewhat encouraged by federal representatives' attitudes towards possible alternatives to Harvest Agreements in the allocation of fish. Further, it was announced that the UBCM Aboriginal Affairs Committee had requested a teleconference call in this regard with all Treaty Advisory Committee Chairs, and a meeting with the Attorney General.

One member considered it significant that the term "Harvest Agreements" had been replaced with "Harvest Document", and expressed concern that a more holistic approach could not be taken without an appropriate study of existing fish resources.

It was MOVED and SECONDED

THAT the LMTAC Board receive the memorandum dated March 26, 2003, and attached documents related to Item 3.3 for information.

CARRIED UNANIMOUSLY

Recess

The meeting recessed at 6:36 p.m. and resumed at 8:12 p.m.

4. REPORTS

4.1 Rights of Representation Backgrounder Paper to First Principle #27

- a) *LMTAC Report Flow Summary*
- b) *Memorandum from the Technical and Strategic Working Group dated March 6*
- c) *2003 Background Discussion Paper to LMTAC First Principle #27 dated March 2003, titled, "Democracy and First Nation Self-Government: Considering Rights of Representation for Non-Member Residents in First Nation Jurisdictions"*

It was MOVED and SECONDED

THAT the LMTAC Board:

- a) receive and endorse the paper titled, 'Democracy and First Nation Self-government: Considering Rights of Representation for Non-member Residents in First Nation Jurisdictions' as a backgrounder for First Principle # 27; and,

- b) direct that the backgrounder be distributed to members, the UBCM and the Province for information.

CARRIED UNANIMOUSLY

4.2 Highlights from Second Shirt Sleeve Session, March 11, 2003

Report from Kirstie Pirie, Manager, dated March 14, 2003, regarding Highlights from LMTAC's Regional District Member Workshop on Regional Governance and Governance in the Region ("Second Shirt Sleeve Session"), March 11, 2003.

Kirstie Pirie, Manager presented the document and advised that Draft #8 of the Paper was underway and that further discussion was anticipated.

It was MOVED and SECONDED

THAT the LMTAC Board receive for information the report titled "Highlights from LMTAC's Regional District Member Workshop on Regional Governance and Governance in the Region" dated March 14, 2003.

CARRIED UNANIMOUSLY

4.3 LMTAC Workplan Status Report – Quarterly Report

Document dated March 3, 2003 titled, "Workplan 2003, A Status Report on Key LMTAC Milestones – March 3, 2003"

It was MOVED and SECONDED

That the LMTAC Board receive for information the report titled "Workplan 2003, A Status Report on Key LMTAC Milestones – March 3, 2003".

CARRIED UNANIMOUSLY

5. TABLE PROGRESS REPORTS

5.1 Tsawwassen

Document dated March 26, 2003, titled "Context Summary" containing a report of an Open Main Table Meeting held February 27, 2003; and supporting documents titled, "Eligibility and Enrolment AIP Chapter Consultation Draft #1" (February 27, 2003); Cover sheet for the "Chapter Related to Eligibility and Enrollment Under the Final Agreement"; and, "Chief Negotiators Letter to the Editor" (February 19, 2003)

Cory Herrera, Negotiator, Provincial Treaty Negotiation Office, advised that, given the eminent Agreement in Principle (AIP) deadline, materials were being revised constantly. She noted that current materials would be available at the Delta Public Information Meeting.

Councillor Steves, LMTAC representative to the Tsawwassen table, advised that clarification should be sought regarding lands of interest within the Agricultural Land Reserve (ALR), and concerning other items in the Notice of Public Meeting that should be challenged.

Request of Staff

Staff was requested to provide appropriate questions for LMTAC members to pose at the Public Information Meeting on the Tsawwassen Treaty Negotiations in Delta, March 27, 2003.

A concern was raised regarding the issue of in-camera discussions and the inability of LMTAC table representatives to share confidential information of progress at treaty tables. Cory Herrera informed members that the new Community Charter legislation addressed this issue, and that the Provincial Treaty Negotiation Office was in contact with ministerial staff at CAWS to ensure that the issue was addressed in the short term transition period before the Community Charter takes effect.

5.2 Katzie First Nation

Document dated March 26, 2003, titled "Context Summary: Katzie" containing information regarding the attached "Katzie First Nation Economic Development Strategy Report Business Outlines (January 2003)"

Councillor Gordon, LMTAC representative to the Katzie table, requested that questions in regard to the Economic Development Treaty Related Measure be directed to her.

6. SUB-COMMITTEE REPORTS

6.1 Finance and Organizational Subcommittee (FOSC)

LMTAC Operating Procedures: Expenses

Councillor Gordon, FOSC Chair, provided the rationale for the proposed amendments to the LMTAC Operating Procedures, citing the need for clarification of expense policies.

Request for Action

FOSC was requested to take under advisement the recommendation that further amendment to Section 11.0 be made to add the term "Chair" where appropriate.

It was MOVED and SECONDED

That the LMTAC Board approve the following amendments to Section 11.0, 'Expenses', of the LMTAC Operating Procedures:

- a) That Sub-section 11.0 (b) be amended to read:
'LMTAC may provide a per diem meal and incidental allowance for up to \$50.00 per day maximum while traveling outside the geographic area of the LMTAC membership for the table representatives only. Receipts are not required for claim. Per diems are to be coded under account segment 18000-100-8559 ("catering/meals").'
- b) That Sub-section 11.0 (f) be amended to read:
'LMTAC will pay for only the most reasonable accommodation for table representatives while traveling on LMTAC or related business.'
- c) That Sub-section: 11.0 (g) be added:
'Any exceptions to all LMTAC expense policies will be at the discretion of the LMTAC Chair or by resolution of the Executive.'

CARRIED UNANIMOUSLY

Councillor Gordon, FOSC Chair, expressed concerns relating to the practice of balancing the deficit budget with the table reserve funds. Consequently, it was advised that FOSC was working on the budget for next year and had determined that three different sets of assumptions could be undertaken concurrently as follows:

- i) seek alternative funding sources;
- ii) possibility of increased regional district members contributions; and
- iii) review possibilities to reduce current expenses.

6.2 Communications Sub-Committee (CSC)

Lower Mainland Treaty Advisory Committee Communications Sub-Committee Terms of Reference dated January 29, 2003

Councillor Hollington, CSC Chair, provided rationale for the proposed amendment to substitute a new Section 2, 'Key Roles' in the CSC Terms of Reference. The intention of the amendment, to reduce expenses and eliminate the need for regular meetings, was noted.

It was MOVED and SECONDED

That the LMTAC Board approve the following amendment of Section 2.0, 'Key Roles of the CSC Terms of Reference' by substituting:

'The role of the CSC is to facilitate and assist LMTAC in its key roles at the request of the CSC Chair or call of the Executive Committee and/or the LMTAC Board.'

CARRIED UNANIMOUSLY

7. CHAIR AND STAFF REPORTS

7.1 Chair's Report

There was no report at the meeting.

7.2 Staff Report

Kirstie Pirie, Manager, advised that the yearly audit would soon be completed and distributed to members.

8:33 p.m.

Councillors Lonsdale and Turpin, and Cory Herrera and Ellen Frisch departed the meeting.

8. MISCELLANEOUS REPORTS

8.1 Fraser Valley Treaty Advisory Committee (FVTAC)

Members were informed that the Fraser Valley Treaty Advisory Committee planned to meet in April 2003.

8.2 UBCM

Kirstie Pirie, Manager, advised that applications in regard to funding for Community to Community Forums were available from UBCM.

9. OTHER BUSINESS

A member queried whether LMTAC would participate in an upcoming Lower Mainland Municipal Association (LMMA) meeting. It was advised that the minimum cost to LMTAC would be \$600 to display information and that all possible avenues were being pursued in order that LMTAC could provide a presentation at the LMMA at little or no cost.

7. INFORMATION

It was MOVED and SECONDED

That the LMTAC Board receive for information the following:

- 10.1 Web Site Statistical Summary
- 10.2 Mission Statement, Roles and Project Screening Guidelines
- 10.3 Correspondence – General
- 10.3a Media Clippings
- 10.4 Schedule of Meetings for 2003
- 10.5 Honorarium and Expense Form
- 10.6 On-table correspondence

CARRIED UNANIMOUSLY

11. NEXT MEETING: April 23, 2003

Kirstie Pirie, Manager, advised that renovations to the GVRD Boardroom were expected to be completed for the next LMTAC Board meeting, however the location of the next meeting would be confirmed in the Notice of Meeting.

12. CONCLUSION

It was MOVED and SECONDED

That the Regular Meeting of the LMTAC Board held March 26, 2003 be concluded.

CARRIED UNANIMOUSLY

(Time: 8:39 p.m.)