

**MISSISSAUGAS OF THE NEW CREDIT FIRST NATION
INFRASTRUCTURE & DEVELOPMENT COUNCIL MINUTES
Monday, June 2, 2014**

Start 10:00 am

Finish 4:18 pm

Chief Councillor

Bryan LaForme

Councillor

Erma Ferrell

Councillor

Arland LaForme

Councillor

R. Stacey LaForme

Councillor/Chair

Larry Sault

Councillor

Clynten King

Councillor

Cecil Sault

Councillor

Sharon Bonham

Executive Director

Cynthia Jamieson

Executive Assistant/Recorder

Deb Aaron

Recorder

Charlotte Smith-excused

Director SED

Kevin Wassegijig

LRM Director

Margaret Sault

Director Public Works

Barbara Hill

LRM staff

Julie A. LaForme, Carolyn King, Fawn Sault

Director of Finance

Lilia Moos

Mackie Research

Joseph Debus, Scott Barker, Jovan Stupar

Waterous Holden Amey Hitchon

Brian Finnigan, J. Morrissey

Peace Hills Trust

Jeff Frketich

Note: Executive Assistant was off due to illness so the Records Manager completed the motions and directions using the Ex. Assistant's notes. The minutes were completed by Ex. Assistant.

AGENDA ITEM NO. 2 – REVIEW & ACCEPT AGENDA

MOTION NO. 1

MOVED BY: BRYAN LAFORME. SECONDED BY: ARLAND LAFORME.

That the MNCFN Infrastructure and Development accepts the agenda with the noted additions:

4.2 Letter to LL – zoning

12. B Travel to AIAI (AL)

16. A Correction to Motion No. 6 of May 5, 2014 – I&D

16. B Toronto Purchase meeting – June 14, 2014.

Carried.

**AGENDA ITEM NO. 3 – REVIEW & ACCEPT INFRASTRUCTURE & DEVELOPMENT
COUNCIL MINUTES FROM MONDAY, MAY 5, 2014**

MOTION NO. 2

MOVED BY: BRYAN LAFORME. SECONDED BY: CECIL SAULT.

That the MNCFN Infrastructure & Development Council accepts the Infrastructure & Development Council minutes from Monday, May 5, 2014

Carried.

AGENDA ITEM NO. 4 – MATTERS ARISING FROM THE MINUTES

FYI: 2 letters attached.

4.1 Letter to JK – Estate Policy

4.2 Letter to LL – zoning

**AGENDA ITEM NO. 5 – GUESTS: BRIAN FINNIGAN, WATEROUS HOLDEN AMEY
HITCHON & BAND MEMBER RE: ARMBRUSTER ESTATE**

MOTION NO. 3

MOVED BY: R. STACEY LAFORME

SECONDED BY: BRYAN LAFORME

That the MNCFN Infrastructure and Development Council request and authorize the signing of the following documents relating to the appointment of Clynten King and Cecil Sault as Trustees for the Armbruster Estate:

1. Survivorship Application – takes Sylvia Sault's name off title (to be signed by Les)
2. Transfer from Leslie King as Trustee to Cecil Sault and Clynten King as Trustees (to be signed by Les).
3. Affidavit pursuant to Land Transfer Tax (to be signed by Cecil and Clynt).
4. Declaration of Trust (to be signed by Cecil and Clynten and MNCFN).

MOTION CARRIED.

2ND READING WAIVED.

The required documents were signed.

Guests left the meeting at 10:32am.

AGENDA ITEM NO. 6 – GUESTS: PEACE HILLS TRUST (PHT) & MACKIE RESEARCH

PHT distributed the revised Master Investment Policy. It was developed in conjunction with Mackie Research. There were changes to page 15 & 16: sections 8.8, 8.9, 8.10 – to tie in the Alternative Investment Policy.

Mackie advised that most of the Alternative Investment proposals that they look at are private companies that will eventually go public; 90% of the time you will make money on these companies.

MOTION NO. 4

MOVED BY: CLYNTEN KING. SECONDED BY: CECIL SAULT

That the MNCFN Infrastructure and Development Council accept Band Council Resolution No. 2014/2015 – 01, which reads as follows:

WHEREAS: A quorum of the Mississaugas of the New Credit First Nation Council met at a duly convened meeting on June 2, 2014.

AND WHEREAS: Article 10.3 directs with the assistance of a Financial Advisor, and with input from the Trustee, council shall develop an Investment Policy that is consistent with the Trust Agreement.

THEREFORE BE IT RESOLVED THAT:

1. Council approves the Master Investment Policy Statement dated June 2, 2014
2. Council approves the Investment Policy Statement for Beutel Goodman dated June 2, 2014.
3. Council approves the Investment Policy Statement for Mawer Investment Management dated June 2, 2014.
4. Council approves the Alternate Investment Governing Process dated June 2, 2014.

And upon motion duly made, seconded, and passed be it resolved that Council approves the Master Investment Policy Statement dated June 2, 2014.

And upon motion duly made, seconded, and passed be it resolved that Council approves the Beutel Goodman Investment Policy Statement dated June 2, 2014.

And upon motion duly made, seconded, and passed be it resolved that Council approves the Mawer Investment Management – Investment Policy Statement dated June 2, 2014.

And upon motion duly made, seconded, and passed be it resolved that Council approves the Alternate Investment Governing Process dated June 2, 2014.

Opposed: R. Stacey Laforme – communications; too quick of a process-we did a quick transition to a new Trustee and now doing a quick transition to new policies – would rather do this after the community mtg.

Opposed: Bryan Laforme – communications; community should be aware

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 6 – GUESTS: PEACE HILLS TRUST & MACKIE RESEARCH

MOTION NO. 5

MOVED BY R. STACEY LAFORME. SECONDED BY SHARON BONHAM

That the MNCFN Infrastructure and Development Council accept Band Council Resolution No. 2014/2015 – 02, which reads as follows:

WHEREAS: A quorum of the Mississaugas of the New Credit First Nation Council met at a duly convened meeting on June 2, 2014.

AND WHEREAS: Article 11.3 of the Mississaugas of the New Credit First Nation Toronto Purchase Trust Agreement directs that the Council may, by Council Resolution, direct the Trustee to pay authorized Expenses, as and when incurred, from funds in the Trust Account pursuant to a Management Fee Agreement with the Trustee.

AND WHEREAS: Article 6.8 of the Management Fee Agreement dated 21st of April 2014, provides for the payment of Authorized Expenses of the Trust.

THEREFORE BE IT RESOLVED THAT:

1. That in accordance with Article 11.3 of the Mississaugas of the New Credit First Nation Toronto Purchase Trust Agreement the Council, by Council Resolution directs the Trustee to pay Authorized Expenses, as and when incurred, from funds in the Trust Account pursuant to the Management Fee Agreement.

And upon duly made, seconded, and passed be it resolved that Council directs the Trustee to pay Authorized Expenses, as and when incurred, from funds in the Trust Account pursuant to the Management Fee Agreement.

MOTION CARRIED.

2ND READING WAIVED.

Guests left the meeting at 11:30am.

AGENDA ITEM NO. 7 – PROPOSED PARTNERSHIP WITH NIAGARA REGION WIND CORPORATION (NRWC). GUEST: NRWC REP

Director SED, Kevin Wassegijig was brought into the meeting. NRWC provided an update on the project. They are looking to raise \$160 million in equity. With an investment of \$25M (the minimum investment), one will get a 10% stake in the project. Council agreed to look into the project further by forwarding it to SED and legal to review.

MOTION NO. 6

MOVED BY: R. STACEY LAFORME. SECONDED BY: ARLAND LAFORME

That the MNCFN Infrastructure and Development Council consider a Proposed Partnership Agreement with Niagara Region Wind Corporation (NRWC) and that the proposal be forwarded to the Sustainable Economic Development department and Zizzo Allan, to carry out the further diligence required in order for the MNCFN Council to make an informed decision on its feasibility for the First Nation to enter into such a partnership.

AND

That the MNCFN Infrastructure and Development Council sign the Mutual Confidentiality and Non-Disclosure Agreement with NRWC to enable the two parties to continue confidential discussions regarding a possible transaction involving NRWC's proposed 230 MW wind farm facility in the Niagara Region.

MOTION CARRIED

2ND READING WAIVED.

NRWC was excused at 12:00 pm.

Director LRM questioned Council with regard to the process, i.e. normally all proponent notifications go to the LRM (Consultation Unit) dept first. Then it is referred to SEDD (Sustainable Economic Development Department) if needed.

Council advised that they are in the process of restructuring the organization and reviewing committee structures so this process may change in the future. For the interim, the Director SED is a rep on the committee and can attend the meetings.

AGENDA ITEM NO. 8 – DONATION POLICY

MOTION NO.7

MOVED BY: ERMA FERRELL. SECONDED BY: CLYNTEN KING

That the MNCFN Infrastructure and Development Council agree to contribute \$20,000.00 for Donations and \$10,000.00 to the Registration /Reimbursement Program in the Donation Policy and the funding to come from account 65300 department 100200 (Casino Rama) for the 2014 - 15 fiscal year.

Opposed: R. Stacey Laforme – creates substantial expectations for Chief and Council, if the Trust doesn't do well, community will expect Council to continue to step up.

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 9 – GTA WEST TRANSPORTATION CORRIDOR REVIEW

Council questioned the differences between the SVS chart distributed by the LRM Director and that which was distributed by the Finance Director. LRM Director advised that Finance's chart only included Enbridge projects. Finance and LRM are meeting to review the numbers and projects. Finance has set up a separate profit centre to track the projects. Some Councillors are concerned with the sole sourcing of SVS while others feel that SVS is a specialized service and is doing good work for the FN. LRM advised that SVS was originally brought in by the SEDD. The FN would miss out on opportunities because we do not have the expertise. Council is in favour of putting together a long term strategy to guide our processes.

MOTION NO. 8

MOVED BY: R. STACEY LAFORME. SECONDED BY: BRYAN LAFORME

That the MNCFN Infrastructure and Development Council approve sending the funding requests to the Ministry of Transportation in the amount of \$76,522.00 for the GTA West Highway Corridor-Phase 1 and 2 Review and secondly the budget for \$23,720.00 for the Mississauga Nation –MTO Workshop, once approved by MTO, SVS will invoice for \$38,264.00, SVS will invoice MNCFN \$5,920.00 for the work done on the Mississaugas – MTO workshop and Bill Fitzgerald for \$5,000.00, leaving a remainder of \$51,058.00 for the MNCFN to cover project. If the funding approved by MTO differs from the proposed amount in this budget, SVS will revise and present a new budget for Chief and Councils consideration.

Opposed: Sharon Bonham, Erma Ferrell, Arland Laforme, Cecil Sault, Clynten King
2 in favour: R. Stacey Laforme and Bryan Laforme.

MOTION DEFEATED.

Chair reminded Council of their upcoming meeting with SVS on June 24 & 25.

AGENDA ITEM NO. 10 – ENBRIDGE GTA GAS PROJECT

MOTION NO. 9

MOVED BY: R. STACEY LAFORME. SECONDED BY: BRYAN LAFORME

That the MNCFN Infrastructure and Development Council approve the GTA Project Consultation and Cooperation Agreement between MNCFN and Enbridge Gas Distribution INC. With the addition of "E"; under the Recitals section - That this agreement has no relation to the long term strategy development between Mississaugas of the New Credit First Nation and Enbridge Gas Distribution Inc. The Capacity funding amount of \$64,981.00 Schedule B and MNCFN Monitor and Archaeological Review, in the amount of \$65,147.20 Schedule C. The total amount of funding will be \$130,128.20. Upon approval and receipt of funds from Enbridge, SVS will invoice for \$48,016.00, William Fitzgerald \$24,676.00 and Alex Monem \$6,600.00. The remaining \$50,836.20 will be MNCFN portion. And that the Chief sign the agreement on behalf of MNCFN.

MOTION CARRIED.

2ND READING WAIVED.

Carolyn King, GET advised Council that the FN cannot put archeological monitors in the field unless Council agrees to the project(s).

AGENDA ITEM NO. 11 – FUNDING OPPORTUNITY FOR THE ABORIGINAL CONSULTATION INITIATIVE (ACI)

MOTION NO. 10

MOVED BY: ERMA FERRELL. SECONDED BY: CECIL SAULT

That the MNCFN Infrastructure and Development Council support a proposal for funding to the University of Ontario's Institute of Technology (UOIT) for funding towards the Aboriginal Consultation Initiative. Funding proposal in the amount of \$60,000.00 to \$70,000.00.

MOTION CARRIED

2ND READING WAIVED.

AGENDA ITEM NO. 12 – OTHER/NEW BUSINESS – LRM

12a) Motion No. 6 from April 28, 2014 Ex/Fin – need to add where the dollars are coming from

MOTION NO. 11

MOVED BY: BRYAN LAFORME. SECONDED BY: CECIL SAULT

That the MNCFN Infrastructure and Development Council approve the attached Pipeline Education Trip and Workshop budget for \$25,080.00. Upon approval, SVS will invoice MNCFN for \$24,040.00 to cover organizing and attendance costs \$15,540.00, photo/video production, \$5,000.00, and booking a coach bus \$3,500.00. MNCFN will cover member costs for food and accommodation. (Accommodation estimated at \$1,040.00). Dollars to come from Casino Rama-Community Development Fund, acct. # 65300 dept. #100200)

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 12 B) TRAVEL TO AIAI Annual General Assembly – June 3-4/14.

All Chief and Council will be attending on June 3, 2014 with the exception of Councillors Erma Ferrell, Clynten King, and R. Stacey Laforme. Everyone will be leaving at 5:00 am. If Shawnee from 6NA Presidential Limousine Service is not available then Council will carpool.

Due to lack of quorum, E&SS Council will be re-scheduled to June 30th. Any urgent matters can be placed on the next council meeting agenda.

AGENDA ITEM NO. 13 – COMMUNITY CENTRE RULES & REGULATIONS

Director PW brought into meeting at 2:10pm.

Discussion points on the draft Community Centre Rules & Regulations included the following points:

- Could policy include a decreased rate or free usage for funerals
- Recommend that staff person be there one hour prior to rental, remain onsite for duration of rental, and stay for one hour after rental
- Currently the staff person arrives ½ hour prior to rental
- Currently the renter can get access to centre 15 minutes prior to rental to set up
- Currently if the renter is using the sound system, wifi, copier – the staff person will stay onsite.
- Delete kitchen fees for community members and MNCFN group.
- Council previously approved utilizing dollars from the NCVGB profits for the O&M for the community centre.
- We need to advertise the community centre. PW and SED can work on how to promote the community centre.
- Council wasn't looking to make a profit off this building; it was built to serve a purpose for the community
- Outside organizations never complain about the pricing whereas internal groups/individuals always complain about the price. PW and SED can work on the pricing.
- Renters should be booking rental time to include setup and take down times

DIRECTION NO. 1

That the Director of Public Works and Director of SED review the draft Community Centre Rental Rules and Regulations, Facility Rental Checklist and Application For Use of Facilities dated June 2, 2014, with revisions for July's I&D meeting.

AGENDA ITEM NO. 14 – MNCFN/SIX NATIONS TUSCARORA ROAD BOUNDARY ROAD NO. 252

MOTION NO. 12

MOVED BY: R. STACEY LAFORME. SECONDED BY: ARLAND LAFORME

That the MNCFN Infrastructure and Development Council agree to wait until Six Nations Council brings forth a proposal to MNCFN on opening up Tuscarora Boundary Road No. 252.

NOTE: This refers to a road that has not yet been constructed.

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 15 – CMHC LETTER REGARDING LOAN RENEWAL

MOTION NO. 13

MOVED BY: R. STACEY LAFORME. SECONDED BY: ARLAND LAFORME

That the MNCFN Infrastructure and Development Council agrees to Loan Renewal 5 year term for CMHC Account No. 22 286 942 003 for property 5 Plex Unit Phase II of Townline Estates, and to complete the necessary paperwork as follows:

- Direct Lending Pre-renewal Checklist for First Nation/Band Sponsors – signed by an Authorized Representative verifying that the information in the questionnaire is correct
- CMHC Offer to Lend/Direct Lending Commitment to Lend signed by the Chief and at least 4 Councillors that they have read, acknowledge and agree to the terms and conditions of the CMHC Offer to Lend – Subsequent Renewal.
- Band Council Resolutions – attached to be approved and be signed off by a quorum of Council.

Once the above completed, documents to be returned to the Canada Mortgage & Housing Corporation on or before and no later than June 6, 2014 for term renewal starting August 1, 2014.

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 16 – OTHER/NEW BUSINESS – PW

16 a) Correction to Motion #6 of May 5, 2014 I&D.

MOTION NO. 14

MOVED BY: ERMA FERRELL. SECONDED BY: CLYNTEN KING

That the MNCFN Infrastructure and Development Council agrees to engage Laura Dent, Dent Planning & Consulting, 145 Water Street, Stratford ON N5A 3C3 as project coordinator for the Council House Ontario Trillium Foundation grant approved March 6, 2014, Application ID No. 124874 for the amount specified in Schedule A of the agreement as the project coordinator (\$20,100.00); and that the FIVE THOUSAND THREE HUNDRED AND SIXTY DOLLARS (\$5,360.00) to come from MNCFN-PW Building Reserve Fund for the total project coordinator cost of TWENTY-FIVE THOUSAND FOUR HUNDRED AND SIXTY DOLLARS (\$25,460.00).

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 16 – OTHER/NEW BUSINESS – PW

16 b) Toronto Purchase Community Meeting set for June 14, 2014.

FYI: Draft Agenda.

AGENDA ITEM NO. 17 – ARMBRUSTER ESTATE UPDATE

Report submitted by A/Director of SED regarding the Armbruster Estate is accepted as information.

AGENDA ITEM NO. 18 – WILLOW PARK LAWN MAINTENANCE

Councillor Clynten King declared a conflict of interest and left the room at 3:05pm.

MOTION NO. 15

MOVED BY: CECIL SAULT. SECONDED BY ERMA FERRELL.

That the MNCFN Infrastructure and Development Council approve the 2014 lawn maintenance costs projected to be \$17, 200.00 – dollars to come from Casino Rama.

Opposed: R. Stacey Laforme, Arland LaForme – Request for proposals was too vague

MOTION CARRIED.

2ND READING WAIVED.

NOTE: Councillor R. Stacey Laforme and Chief Bryan Laforme were opposed to the original Motion No. 13 Ex/Fin Council meeting of May 26, 2014.

Councilor Clynten King was brought back into the meeting.

AGENDA ITEM NO. 19 – MINISTRY OF ABORIGINAL AFFAIRS FUNDING

MOTION NO. 16

MOVED BY: ERMA FERRELL. SECONDED BY: R. STACEY LAFORME

That the MNCFN Infrastructure and Development Council accepts the payments totalling \$49,500.00 from the Ministry of Aboriginal Affairs (Province of Ontario) AND that the MNCFN Infrastructure and Development Council approves that the \$49,500.00 will be placed back in the Casino Rama Account.

MOTION CARRIED.

2ND READING WAIVED.

AGENDA ITEM NO. 20 – OTHER/NEW BUSINESS

20a) Note re: Provincial Elections – request to have voting location on MNCFN.

DIRECTION NO. 2

Director of SED to arrange either the Community Centre or LSK for the purpose of the Provincial Elections.

MOTION NO. 17

MOVED BY: ARLAND LAFORME. SECONDED BY: R. STACEY LAFORME

That the MNCFN Infrastructure and Development Council agree to go IN-CAMERA at 3:33 pm.

MOTION CARRIED.

Council moved to an In-Camera session.

AGENDA ITEM NO. 32 – ADJOURNMENT

MOTION NO. 29

MOVED BY R. STACEY LAFORME. SECONDED BY CECIL SAULT.

That the MNCFN Infrastructure and Development Council adjourn at 4:18 p.m.

MOTION CARRIED.