

**MISSISSAUGAS OF THE NEW CREDIT FIRST NATION  
INFRASTRUCTURE & DEVELOPMENT COUNCIL**

**PUBLIC MINUTES**

**Monday, February 1, 2016**

**Start 9:06 am**

**Finish 4:50 pm**

**Chief Councillor**

**R. Stacey Laforme**

**Councillor**

**Erma Ferrell**

**Councillor**

**Arland LaForme**

**Councillor**

**Cathie Jamieson**

**Councillor/Chair**

**Casey Jonathan**

**Councillor**

**Evan Sault**

**Councillor**

**Margaret Sault**

**Councillor**

**Veronica King-Jamieson**

**Executive Director**

**Cynthia Jamieson**

**Recorder**

**Charlotte Smith**

**Office Clerk**

**Nicole LaForme-Hess recorded until Recorder arrived at 11:45 am**

**PW Director**

**Barbara Hill**

**Director of C & A**

**Mark LaForme**

**Communications Director**

**Deanna Dunham**

**DSED**

**Kevin Wassegijig**

**A/LMR Director**

**Julie Laforme**

**MRP Coordinator**

**Karin Duguay**

**Legal Counsel**

**Travis Allan, Lisa DeMarco**

**Band Members**

**Darin Wybenga, Carla Campbell**

**AGENDA ITEM NO. 1 – OPEN MEETING**

Chair/Councillor Casey Jonathan requested Councillor Cathie Jamieson to do an opening prayer and dedicate it to former Councillor Sharon Bonham.

Councillor reiterated that the Canadian Council for Aboriginal Business (CCAB) is holding their Gala tonight. For those who will be attending the limo will be here at 4:00 pm.

**AGENDA ITEM NO. 2 – REVIEW AND ACCEPT AGENDA**

**MOTION NO. 1**

MOVED BY MARGARET SAULT

SECONDED BY ERMA FERRELL

That the MNCFN Infrastructure & Development Council accepts the Agenda with the following addition and change:

- Agenda Item No. 11a) – Communications Department Staffing Needs;
- Agenda Item No. 15 – SN Tech Interest Payments – Moved In-Camera to become Agenda Item No. 35a).

Carried

**AGENDA ITEM NO. 3 – REVIEW & ACCEPT INFRASTRUCTURE & DEVELOPMENT  
COUNCIL (PUBLIC) MINUTES FROM MONDAY, JANUARY 4, 2016**

**MOTION NO. 2**

MOVED BY MARGARET SAULT                      SECONDED BY VERONICA KING-JAMIESON  
That the MNCFN Infrastructure & Development Council accepts the Infrastructure &  
Development (Public) Council Minutes of January 4, 2016 with noted corrections.

Carried

**AGENDA ITEM NO. 4 – MATTERS ARISING FROM THE MINUTES**

4.1 - Direction No. 3 on Page 5 – Letter was sent to the Ministry of the Environment regarding the Tom Howe Landfill Site (THLS).

4.2 – Motion No. 20 on Page 12 – Letter was sent to Statistics Canada regarding the 2016 Census of Population Program and identifying the LDM Coordinator as the resource person.

Both letters above were acknowledged by Council.

It is noted that Chief signs his name as Chief R. Stacey Laforme.

## **PUBLIC WORKS**

### **AGENDA ITEM NO. 5 – MINISTRY OF TRANSPORTATION (MTO) 2015 FINAL SUBMISSIONS FOR ROAD SUBSIDY PAYMENT**

#### **MOTION NO. 3**

MOVED BY ARLAND LAFORME

SECONDED BY MARGARET SAULT

That the MNCFN Infrastructure & Development Council approves the Petition for Subsidy on Road Improvements under the Provisions of the Public Transportation and Highway Improvement Act on Expenditures made during the 2015 calendar year in the amount of \$527,305,30 (Five Hundred Twenty Seven Thousand Three Hundred Five Dollars & Thirty Cents).

Carried

2<sup>nd</sup> Reading Waived

Rationale: Report is due February 5, 2016.

### **AGENDA ITEM NO. 6 – OTHER/NEW BUSINESS**

There was no Other/New Business.

## CONSULTATION & ACCOMMODATION

Mark LaForme (DOCA) in at 9:20 am. Band Member Carolyn King in at 9:23 am.

### **AGENDA ITEM NO. 7 – ADMINISTRATIVE SUPPORT POSITION (FULL-TIME, PERMANENT)**

Chief questioned that since there is no HR Manager, will this item go through the Executive Director. Executive Director answered yes, but it will go to Personnel first.

Executive Director will forward the template for grading to Mark LaForme (DOCA).

There is no source of funding identified in the Briefing Note.

#### **MOTION NO. 4**

MOVED BY MARGARET SAULT

SECONDED BY CATHIE JAMIESON

That the MNCFN Infrastructure & Development Council approves the creation of the DOCA Administrative Support Position as a full-time, permanent position. Funding for this position will come from current fiscal year surplus Professional Fees (Acct. #56500-900000), being transferred to Salary and Wages (Acct. #51100-900000), subject to Personnel Review and Grading.

Carried

2<sup>nd</sup> Reading Waived

Opposed: Chief R. Stacey Laforme – sees the need for the position, but does not have an attached dollar amount.

#### **DIRECTION NO. 1**

That the MNCFN Infrastructure & Development Council gives direction to DOCA (Mark LaForme) to meet with the Executive Director and discuss grading the Administrative Support Position (full-time, permanent), and then the position can be posted.

### **AGENDA ITEM NO. 8 – RELOCATING TO THE KUIPER PROPERTY (CURRENTLY WINGER'S CABINETS)**

Councillor Arland LaForme left the room at 9:41 am – conflict of interest.

Currently there is office space in the basement of the Kuiper Property. DSED reiterated that various departments are in need of office space.

Councillor questioned the impacts of moving staff off-reserve.

Chief questioned if this item as been to OMT (Operations Management Team) yet.

Councillor questioned the Executive Director as to whether the First Nation pays taxes on the property. Executive Director answered that until the land is added to the reserve, yes, New Credit does have to pay the taxes.

Mark LaForme (DOCA) stated the reason he brought this item to Council is because the year end is approaching. Executive Director suggested that Mark project this in his budget.

This item will come back to the next Infrastructure & Development Council Meeting on Monday, March 7, 2016.

Councillor Arland LaForme returned at 9:57 am.

**AGENDA ITEM NO. 9 – FYI - MEETING WITH MAA DEPUTY MINISTER DEBRA RICHARDSON**

This is an FYI for Council. Councillor advised that this meeting should be started with a history of New Credit.

Mark would like to have further discussions on MTO as there are some problems.

**AGENDA ITEM NO. 10 – FYI - DOCA PROJECT STATUS REPORT**

These charts are for Council update only and does not go on the Website.

**AGENDA ITEM NO. 10a) – EMAIL FROM STACEY NEWMAN (MILTON SAYS NO)**

Mark LaForme handed out an email from Stacey Newman who is with a group called Milton Says No. Council has agreed that Mark can write letters on behalf of DOCA, but those letters will be sent to Alex Monem (Legal Counsel) for review. Letters will then be forwarded to the Communications Director who will prepare the letters for the Chief's signature.

**DIRECTION NO. 2**

That the MNCFN Infrastructure & Development Council gives permission to DOCA (Mark LaForme) to draft letters related to DOCA issues and send same to Alex Monem (Legal Counsel) for review, and letters will then be shared with the Communications Director who will prepare letter(s) for the Chief's signature.

## OTHER/NEW BUSINESS

Communications Director in at 9:20 am.

### **AGENDA ITEM NO. 11a) – COMMUNICATIONS DEPARTMENT – STAFFING NEEDS**

Communications Director explained the reasons why a Stenographer is needed within the organization. Councillor questioned if Communications Director met with the Executive Director regarding the Salary Grid, and, is this in line with the current Recorder i.e. Salary Grid. Communications Director answered that she graded it herself. She stated that this position would have to be a university graduate. Executive Director explained the process and tasks. Mark explained that this person would have a huge responsibility, especially when it comes to negotiations. Councillor questioned if there was special equipment for this position, and where is the office space. Communications Director answered that there is money in the budget and there is office space.

Carla Campbell in at 10:44 am.

It is noted that this position has to be reviewed by Personnel before the position is posted.

#### **MOTION NO. 5**

MOVED BY

SECONDED BY

That the MNCFN Infrastructure & Development Council approves a full-time permanent position of Stenographer, graded at a 6 with a salary from \$40,297.00 - \$56,821.50 plus 10% MERCS at a total range of \$44,327.00 - \$62,504.00.

Funds required: Up to \$44,327.00 - \$62,504.00 for 15/16 and 16/17 from the Enterprise Fund. Funds to be transferred from NCVGB.

Approval is contingent based on a meeting with Personnel before position is posted.

**There was no Mover**

Opposed: Chief R. Stacey Laforme – there are no exact dollar figures; bring back after Personnel has had a chance to review; need more information.

This item will come back to the next Executive Finance Council Meeting on Monday, February 22, 2016.

Mark LaForme and Communications Director out at 10:43 am.

## **HOUSING**

Housing Program Director did not have any Agenda Items for the month of February 2016.

## **ECONOMIC DEVELOPMENT**

DSED in at 10:59 am. Councillor Arland LaForme out at 10:59 am – conflict of interest.

### **AGENDA ITEM NO. 12 – RENOVATIONS TO INDUSTRIAL BUILDING FOR WINGERS CABINETS**

Executive Director advised that \$250,000.00 has already been approved for renovations to the Industrial Building.

Councillor Arland LaForme back in at 11:02 am.

Councillor Erma Ferrell was out of the room from 10:50 am to 11:03 am.

### **AGENDA ITEM NO. 13 – IESO – ABORIGINAL COMMUNITY ENERGY PLAN AGREEMENT**

#### **MOTION NO. 6**

MOVED BY MARGARET SAULT

SECONDED BY ARLAND LAFORME

That the MNCFN Infrastructure & Development Council endorses the (Independent Electricity System Operator) IESO Aboriginal Community Energy Grant Agreement.

Carried

2<sup>nd</sup> Reading Waived

Travis Allan and Lisa DeMarco (Legal Counsel) in at 11:05 am.

### **AGENDA ITEM NO. 14 – GUEST – TRAVIS ALLAN - TO GIVE PRESENTATION ON COP 21**

#### **MOTION NO. 7**

MOVED BY ERMA FERRELL

SECONDED BY ARLAND LAFORME

That the MNCFN Infrastructure & Development Council agrees that this Agenda Item will be included in the In-Camera portion of today's Minutes.

Carried

### **AGENDA ITEM NO. 15 – WAS MOVED IN-CAMERA TO AGENDA ITEM NO. 35a)**

### **AGENDA ITEM NO. 16 – OTHER/NEW BUSINESS**

There was no Other/New Business.

#### **SEPARATE NOTE:**

DSED is the person who reports to Chief and Council on 839 Co.

### **LUNCH BREAK 12:00 TO 1:00 PM**



## LANDS, MEMBERSHIP & RESEARCH

A/LMR Director and MRP Coordinator in at 12:50 pm.

### **AGENDA ITEM NO. 17 – MATRIMONIAL REAL PROPERTY (MRP) – APPROVAL OF INTERIM POLICY**

A/LMR Director reiterated that there is a definite need for an Interim Policy. Situations have come up and it is imperative that New Credit have this Policy in place.

On Page 1 under Purpose, there is no comma in “Mississaugas”. On Page 2 under CP Holder the word “Aboriginal” will be changed to “Indigenous”. On Page 3 under 7.2 (a), the A/LMR Director will need to be included. On Page 4 under 7.2 (c) (iii) add the words “scan and email”. On Page 6 Chief’s name will be changed to Chief R. Stacey Laforme and it will be the same on Page 7.

Councillor questioned if Certificates of Possession (CP) follow this Policy, A/LMR Director answered yes, but now there are forms to be filled out and we can ask clients to call us if they need help.

#### **MOTION NO. 8**

MOVED BY R. STACEY LAFORME

SECONDED BY ARLAND LAFORME

That the MNCFN Infrastructure & Development Council approves the Interim Policy for Applications Received Under the Family Homes on Reserve and Matrimonial Interests and Rights Act, with noted corrections.

Carried

2<sup>nd</sup> Reading Waived

Opposed: Councillor Erma Ferrell – does not see the necessity of an Interim Policy; Council does not know where our Membership stands on this issue.

### **AGENDA ITEM NO. 18 – MATRIMONIAL REAL PROPERTY (MRP) – APPOINTMENT OF TWO COUNCILLORS TO PARTICIPATE ON THE MRP COMMITTEE; SETTING ANOTHER MEETING DATE WITH MRP COMMITTEE**

Two years ago there were no Council representatives on this Committee. There is a need for Council reps because of documents being drafted with Consultation.

Councillor pointed out that there are two Council reps on the Residency By-Law Committee – Councillors Margaret Sault and Veronica King-Jamieson. He suggested that these two Councillors can also be part of the MRP Committee.

An MRP Committee Meeting is scheduled for Monday, February 29, 2016 in the Council Chambers at 9:00 am to noon with full Council and reps.

**MOTION NO. 9**

MOVED BY MARGARET SAULT

SECONDED BY R. STACEY LAFORME

That the MNCFN Infrastructure & Development Council appoints one or both of the Infrastructure and Development Council Chairpersons to participate on the MRP Committee, and further agrees to set another meeting date with the MRP Committee and that said meeting will last at least 2 hours.

Carried

2<sup>nd</sup> Reading Waived

Opposed: Councillor Erma Ferrell; Councillor Arland LaForme – does not feel that this Committee needs any more Council representation.

**DIRECTION NO. 3**

That the MNCFN Infrastructure & Development Council agrees that an MRP Committee Meeting is scheduled for Monday, February 29, 2016 at 9:00 am to noon in the Council Chambers with full Council and reps.

**AGENDA ITEM NO. 19 – TRANSFER POLICY**

A/LMR Director noted that Council has not allowed any transfers since 2010.

Councillor stated that blood relationships are still denied, but we should listen to the people who have blood ties to this Community.

Chief stated that Council is systematically discriminating i.e. white adoptions can take place and yet cannot transfer our own blood. A non-Native adopted son/daughter has all the rights, which is discriminatory.

It was noted by a Councillor that if more people are added to the Band Membership there will be more costs.

Council agreed to having a brain storming session regarding the Transfer Policy and Election Code on Monday, March 21, 2016 at 9:00 am to noon.

**MOTION NO. 10**

MOVED BY MARGARET SAULT

SECONDED BY ERMA FERRELL

That the MNCFN Infrastructure & Development Council directs the Lands, Research & Membership Department to continue working on a Draft Transfer Policy for the Mississaugas of the Credit First Nation.

Carried

2<sup>nd</sup> Reading Waived**DIRECTION NO. 4**

That the MNCFN Infrastructure & Development Council agrees that Monday, March 21, 2016 will be set aside from 9:00 am to noon for a brain storming session regarding the Transfer Policy and the Election Code. This will include full Council and A/LMR Director.

## **AGENDA ITEM NO. 20 – UPDATE ON MNCFN ELECTION CODE**

A/LMR Director gave some background information regarding the Election Code. Election surveys were done in 1991 and 1997 as well as a Community Meeting in 1996. In June of 1997 INAC granted \$5,000.00 to assist with the costs of a ratification vote. There were 41 Band Members who voted – 21 in favour and 20 against. Council declared the results null and void because of lack of voter turnout. Nothing has been done since. The First Nations Elections Act (FNEA) & Regulations came into effect on April 2, 2015, and a majority of First Nations agreed to remain under the Indian Act Elections Process.

It was agreed that the LMR Department would continue to work on a Draft Elections Code.

### **MOTION NO. 11**

MOVED BY R. STACEY LAFORME

SECONDED BY ERMA FERRELL

That the MNCFN Infrastructure & Development Council directs the Lands, Research & Membership Department to continue working on a Draft Election Code for the Mississaugas of the Credit First Nation.

Carried

2<sup>nd</sup> Reading Waived

## **AGENDA ITEM NO. 21 – MNCFN CODE OF ETHICS**

A/LMR Director was given direction to obtain and review a draft copy of the MNCFN Code of Ethics. Max King developed a Code of Ethics, but some changes were needed. A/LMR Director met with Elder Nancy Rowe and Chief Laforme and revised the draft copy which is attached.

Councillor stated that there is a Personnel Policy in place for staff, but not for Council

Executive Director pointed out that a Code of Ethics for Council would be more along the lines of “core values” i.e. a misconduct. Council would all have to agree and would all have to sign. Can it be enforced?

A/LMR Director informed that she would have difficulty drafting this document because of the Indian Act, but Councillor stated that MNCFN should be creating their own. Chief stated that this should go to the Band Membership and let them make the decisions regarding disciplinary action, rules, values etc.

It was agreed that Council would meet first with the Elders and then the Band Membership.

### **MOTION NO. 12**

MOVED BY R. STACEY LAFORME

SECONDED BY MARGARET SAULT

That the MNCFN Infrastructure & Development Council direct the L/R/M department to continue to work on the draft Code of Ethics in preparation of presenting to the Membership.

Opposed: Councillors Cathie Jamieson, Arland LaForme, Erma Ferrell, Veronica King-Jamieson – all agree that this item needs more clarification.

**Motion Denied**

Council agreed to set up a meeting on Monday, April 18, 2016 from 9:00 am to noon in Council Chambers to discuss the Code of Ethics. Nancy Rowe and other Elders will be invited.

**MOTION NO. 13**

MOVED BY ARLAND LAFORME

SECONDED BY CATHIE JAMIESON

That the MNCFN Infrastructure & Development Council agrees that the date of Monday, April 18, 2016 from 9:00 am to noon in the Council Chambers will be set aside to discuss the Code of Ethics. Nancy Rowe and other Elders will be invited. This is a Special Council Meeting with full Council as well as A/LMR Director.

Carried

2<sup>nd</sup> Reading Waived

Abstainer: Chief R. Stacey Laforme

**AGENDA ITEM NO. 22 – SITE SPECIFIC ZONING BY-LAW**

**MOTION NO. 14**

MOVED BY R. STACEY LAFORME

SECONDED BY MARGARET SAULT

That the MNCFN Infrastructure & Development Council agrees to include a date of enactment in the Site Specific Zoning Amendment for Lot 1-33 Concession 1 Oneida, and that once done the Amendment be posted on the MNCFN Website.

Carried

2<sup>nd</sup> Reading Waived

Chief and Council signed the attached Amendment.

**AGENDA ITEM NO. 23 – ANIMAL CONTROL SERVICES CONTRACT**

A/LMR Director has informed that Ashley MacKay is willing to take on the Animal Control Services on a per call basis. A/LMR Director has suggested the space that can be used temporarily will be the Willow Park Garage. Council questioned if the building is suitable for a kennel. A/LMR Director answered yes, but only temporarily. She also suggested using some funds from DOCA (which can be transferred to the Enterprise Fund) to get the space ready.

**MOTION NO. 15**

MOVED BY R. STACEY LAFORME

SECONDED BY ARLAND LAFORME

That the MNCFN Infrastructure & Development Council directs the A/LMR Director to continue working with other Departments and Ashley MacKay to provide Animal Control Services on a Per Call basis.

Carried

2<sup>nd</sup> Reading Waived

Opposed: Councillor Erma Ferrell – poor location and noise will be an issue.

**AGENDA ITEM NO. 24 – OTHER/NEW BUSINESS**

There was no Other/New Business.

## OTHER/NEW BUSINESS

### **AGENDA ITEM NO. 25 – ADDITION TO RESERVE PROPOSAL – LETTER FROM SIX NATIONS CHIEF DATED DECEMBER 29, 2015**

Executive Director gave a brief background on the ATR Process.

Six Nations is requesting another meeting with New Credit. Six Nations is objecting to New Credit and the ATR Process and believes that the land in question is part of the Haldimand Tract and the Plank Road Claim. They (SN) are requesting to meet with New Credit and try to come to some resolution.

Councillor stated that he is not prepared to meet with Six Nations unless there can be open negotiations regarding OPP Services, cost sharing of Tuscarora Road and the waterline, Fire Agreement and Six Nations Natural Gas.

It was also suggested that New Credit reiterate their Aboriginal Rights, and let Six Nations know who they (SN) got the land from.

A/LMR Director will contact Six Nations Council to set up a meeting. She will also contact Kim Fullerton (Legal Counsel) and ask him to be prepared to come to the meeting. Executive Director will inform Sean Thompson at IANDC.

#### **MOTION NO. 16**

MOVED BY R. STACEY LAFORME

SECONDED BY MARGARET SAULT

That the MNCFN Infrastructure & Development Council directs the A/LMR Director to set up a meeting with Six Nation's as per their request at the MNCFN Community Centre to be attended by the Chief and those Councillors who may be available, the A/LMR Director and Legal Counsel Kim Fullerton (if Six Nations' Legal Counsel will be in attendance).

Carried

2<sup>nd</sup> Reading Waived

Opposed: Councillor Arland LaForme – Six Nations has been given enough chances.

### **AGENDA ITEM NO. 26 – REQUEST FOR MEETING ON ROUGE NATIONAL PARK**

#### **DIRECTION NO. 5**

That the MNCFN Infrastructure & Development Council gives direction that "Friends of the Rouge Watershed Group" will be put on the Agenda for Regular Council on Tuesday, February 18, 2016.

#### **NOTE**

Recorder contacted Jim Robb of Friends of the Rouge Watershed. Mr. Robb and guests are scheduled to be on the Regular Council Agenda for Tuesday, February 16, 2016 at 7:30 pm. He will be emailing some information and back-up material.

**AGENDA ITEM NO. 27 – REPRESENTATION IS REQUESTED IN THE HEALTHY SMILES 2 TRILATERAL TECHNICAL WORKING GROUP**

SHS Director received a letter from the Chiefs of Ontario requesting representation from MNCFN in the Healthy Smiles Ontario 2 Trilateral Working Group (Low Income Dental Integration Program). Council has delegated one of the Chairs of Social & Health Services and the SHS Director to be a part of the Working Group.

**MOTION NO. 17**

MOVED BY ARLAND LAFORME

SECONDED BY VERONICA KING-JAMIESON

That the MNCFN Infrastructure & Development Council delegates one of the Chairs of Social & Health Services and the SHS Director (Rachelle Ingrao) (expenses for travel are covered) to represent MNCFN in the Healthy Smiles Ontario 2 Trilateral Working Group.

Carried

2<sup>nd</sup> Reading Waived

**AGENDA ITEM NO. 28 – FYI – LOW INCOME DENTAL INTEGRATION IMPLEMENTATION**

This is an FYI and is part of the back-up for Agenda Item No. 27.

**AGENDA ITEM NO. 29 – OTHER/NEW BUSINESS**

There was no Other/New Business.

Council moved to an In-Camera session at 3:40 pm.