

MISSISSAUGAS OF THE CREDIT FIRST NATION
FINANCIAL PLANNING & FISCAL OVERSIGHT COUNCIL
PUBLIC MINUTES
Tuesday, October 4, 2022

Start: 10:10 am

Finish: 4:05 pm

Gimaa (Chief) Councillor

R. Stacey Laforme

Councillor

Kelly LaForme

Councillor

Veronica King-Jamieson

Councillor/Chair

Erma Ferrell

Councillor

Andrea King (Sick)

Councillor

Ashley Sault

Councillor

Fawn Sault

Recording Officer

Charlotte Smith

Executive Director of Operations

Kerri King (Vacation)

A/Ex. Dir. of Intergovernmental Affairs

Margaret Sault

Director of Lifelong Learning

Patti Barber

PW Director

Arland LaForme

AGENDA ITEM NO. 1 – OPEN MEETING

LSK Drum Group performed an opening song. Chair/Councillor Erma Ferrell called the meeting to order at 10:10 am.

AGENDA ITEM NO. 2 – REVIEW AND ACCEPT AGENDA & DECLARATION OF CONFLICT OF INTEREST

MOTION NO. 1

MOVED BY GIMAA STACEY LAFORME

SECONDED BY ASHLEY SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council accepts the Agenda with the following additions:

- Agenda Item No. 14 was moved In-Camera to Agenda Item No. 11a) (Major Projects Coordinator);
- Agenda Item No. 19a) – Toronto Purchase Trust – Annual Distribution (RSL);
- Agenda Item No. 25b) – In-Camera item.

Carried

There were no Conflicts of Interest on the any of the Agenda Items.

AGENDA ITEM NO. 3 – REVIEW AND ACCEPT THE PUBLIC MINUTES OF THE FINANCIAL PLANNING & FISCAL OVERSIGHT COUNCIL MEETING DATED TUESDAY, SEPTEMBER 6, 2022

DIRECTION NO. 1

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs the Admin Clerk to provide a summary of Motions and Directions (eg. whether the Motions and Directions have been completed or still outstanding) from each Council and Special Council Meetings effective August 2, 2022.

DIRECTION NO. 2

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs the A/Executive Director of Intergovernmental Affairs to speak with the Council Coordinator (Caytlen Burning) regarding all the events that are posted for LSK, and have those same events posted to Gimaa and Council's calendar.

DIRECTION NO. 3

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs the A/Executive Director of Intergovernmental Affairs to notify the Communications and Engagement Lead (Georgia LaForme) to post an Event Calendar on the page for all the Departments.

MOTION NO. 2

MOVED BY GIMAA STACEY LAFORME

SECONDED BY ASHLEY SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council accepts the Financial Planning and Fiscal Oversight Council Meeting Minutes dated Tuesday, September 6, 2022.

Carried

AGENDA ITEM NO. 3a) – REVIEW AND ACCEPT THE PUBLIC MINUTES OF THE EDUCATION AND WELLNESS COUNCIL MEETING DATED TUESDAY, JULY 26, 2022

DIRECTION NO. 4

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs the Admin Clerk to provide a summary of Motions and Directions (eg. whether the Motions and Directions have been completed or still outstanding) from each Council and Special Council Meetings effective August 2, 2022.

MOTION NO. 3

MOVED BY GIMAA STACEY LAFORME

SECONDED BY ASHLEY SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council accepts the Public Minutes of the Education and Wellness Council Meeting dated Tuesday, July 26, 2022.

Carried

AGENDA ITEM NO. 4 – MATTERS ARISING FROM COUNCIL MINUTES

There were no Matters Arising from the Minutes.

Dr. Curtis Sobchak and Dr. Achieng Tago zoomed in at 10:35 am.

AGENDA ITEM NO. 5 – PRESENTATION BY DR. CURTIS SOBCHAK REGARDING RACE AND ETHNICITY-BASED DATA COLLECTION AT ST. JOSEPH'S HEALTHCARE HAMILTON

Dr. Curtis Sobchak presented his power point presentation titled "Race and Ethnicity-Based Data Collection at St. Joseph's Healthcare Hamilton". He also sent the following email:

"To whom this may concern,

I hope this finds you well. My name is Curtis Sobchak and I am a resident and physician at McMaster University. I am also a member of the St. Joseph's Hospital Race and Ethnicity Data Working group, a group looking to improve the collection of race and demographic data of our patients, including Indigenous patients. As part of this, we are also looking to follow Indigenous data governance protocols while engaging with our local communities about how to best collect this data.

Our group has spoken with Maggie Copeland, who I believe is Mississaugas of the Credit First Nation's Acting Health Lead, who has suggested speaking to the Chief and Council about the nature of the project. Given this, I was wondering what would be the best way to do this or best next steps regarding this process.

Thank you for your consideration and I look forward to hearing from you."

Dr. Sobchak informed that he is from Six Nations.

Councillor FS informed that she would like some information on the Race and Ethnicity Based Data Collection.

Dr. Curtis Sobchak and Dr. Achieng Tago were thanked for their presentation and zoomed out at 10:47 am.

It was noted that this item should have been on another Agenda, and not on the Financial Planning and Fiscal Oversight Agenda.

It was also noted that there will be follow up with Dr. Curtis.

DIRECTION NO. 5

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs the A/Executive Director of Intergovernmental Affairs to speak with OMT regarding sending Briefing Notes to the proper Council Meeting. For example, if there are Briefing Notes concerning dollars, these Briefing Notes should go on the Financial Planning and Fiscal Oversight Council Meeting. Another example is the presentation of Dr. Curtis Sobchak. This item should have been put on the Education and Wellness Council Meeting (Education and Wellness Council Meeting is every other month). The next Education and Wellness Council Meeting will be Tuesday, November 22, 2022.

DIRECTION NO. 6

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs Gimaa Stacey Laforme, Councillor Andrea King and Community Health Nurse (Maggie Copeland) to meet and follow up with Dr. Curtis Sobchak regarding his presentation on Race and Ethnicity-Based Data Collection at St. Joseph's Healthcare Hamilton.

Director of Lifelong Learning in at 10:20 am.

AGENDA ITEM NO. 6 – LLOYD S. KING ELEMENTARY SCHOOL CONTRACT EXTENSION AND ADDITIONAL FEES FOR PROJECT MANAGEMENT (DIRECTOR OF LIFELONG LEARNING)

Director of Lifelong Learning noted in her Briefing Note that she is seeking approval for the Colliers contract extension and additional fees for Project Management for Lloyd S. King Expansion.

Mississaugas of the Credit First Nation (MCFN) has added an outdoor learning space to the project and additional classrooms to the Lloyd S. King School. The management of this scope expansion has required additional efforts by the Colliers Project Management team. The unanticipated extra level of effort was critical to the success of the scope add-ons being realized, which included project team coordination with the design team, additional meetings, and documentation preparation with and for Indigenous Services Canada (ISC).

The construction financing that supports MCFN's project has been provided by ISC (Indigenous Services Canada) and ICIP (Investing in Canada Infrastructure Program) in December, 2021 and January, 2022 respectively. On behalf of MCFN receiving maximum financial support, Colliers incurred additional efforts from their team to achieve the desired outcome. The efforts noted above brought value to the project, yet were not part of the original proposed commitments to coordinate multiple funding stakeholders. Colliers indicates they could not anticipate the lengthy process working with ISC. They are pleased to report that they were able to bring the financing for this project to a successful conclusion.

A/Executive Director of Intergovernmental Affairs noted that LSK should look like a First Nations school eg. more murals, pictures, Native designs etc.

MOTION NO. 4

MOVED BY VERONICA KING-JAMIESON

SECONDED BY FAWN SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council approves Collier's Lloyd S. King Elementary School Proposal for contract extension as well as additional fees in the amount of \$39,600.00 (Thirty-nine thousand six hundred dollars and zero cents) including disbursements and to authorize the Acting Chief Operating Office to sign the amended agreement as attached at Appendix A. This will be expensed from 56500 – professional fees Department # 500300.

Carried

2nd Reading Waived

AGENDA ITEM NO. 7 – ONE MIND RENEWAL AGREEMENT – FIRST NATIONS WITH SCHOOLS COLLECTIVE (DIRECTOR OF LIFELONG LEARNING)

Director of Lifelong Learning noted in her Briefing Note that she is seeking Approval and Signing of the First Nations With Schools Collective One Mind Renewal Agreement

On November 18, 2018, seven participating First Nations of the Collective signed a Participation Agreement confirming their intent to form an inter-nation table of Anishinaabek and Haudenosaunee communities seeking to work, network and share in their individual pursuits, and with united intent where suitable, to realize Article 14 of the United Nations Declaration on the Rights of Indigenous Peoples. Mississaugas of the Credit First Nation (MCFN) is a signatory and member of the First Nations With Schools Collective (FNWSC). Six Nations is an observer.

After much advocacy, the FNWSC was able to secure a Joint Education Technical Table (JETT) with Indigenous Services Canada and Crown-Indigenous Relations and Northern Affairs Canada to engage in the work of the FNWSC. Now, the FNWSC is entering phase 2 of FNWSC-Crown talks to explore agreement options for self-determination pathways and funding parity plus funding arrangements.

Since it has been since 2018 when the Participation Agreement was signed, it is important that the Chiefs and Councils be aware of and reaffirm the united approach and intent that is the Collective in education jurisdiction and funding matters by signing a renewed commitment called the One Mind Renewal Agreement (Agreement).

On May 3, 2022, the One Mind Renewal Agreement came to Chief and Council for consideration and approval presented by Leslee White-Eye. This Agreement is for all the participating First Nations to sign which agrees, among other things, to work in a unified manner with the First Nations with Schools Collective participants. At the Chief and Council meeting on May 3, 2022, there was a verbal direction to have legal review the Agreement and provide an opinion as to if signing this Agreement would impact the MCFN / Six Nations litigation, *Six Nations of the Grand River Band of Indians v. The Attorney General of Canada and Her Majesty the Queen in Right of Ontario* (Court file no. CV-18-594281-0000). MCFN is a participating member of FNWSC; Six Nations is an observer.

On September 26, 2022, Alex Monem and Nuri Frame of Pape Salter and Teillet, LLP provided their opinion with respect to the potential impacts of the One Mind Renewal Agreement on MCFN's interest as a potential intervener in the Six Nations litigation which is listed below.

Overall, the FNWSC appears to be a productive partnership, and based on our review, it is not necessary for MCFN to walk away from it based on a low risk that it would have an impact on MCFN's position in the Six Nations litigation, especially since Six Nations is only an observer to FNWSC.

MOTION NO. 5

MOVED BY ASHLEY SAULT

SECONDED BY FAWN SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council adopts the One Mind Renewal Agreement as a renewed commitment to the goals of the First Nations with Schools Collective Participation Agreement signed November 21, 2018 and commits the First Nation to assign delegate(s) to participate, as a Collective member, at the Joint Education Technical Table with the crown for the purpose of negotiating a draft arrangement that meets the goals identified in the One Mind Renewal Agreement. Further, we recommend the signing of the One Mind Renewal Agreement by Gimaa R. Stacey Laforme.

Carried

2nd Reading Waived

AGENDA ITEM NO. 8 – PREPARING ACCOUNTS FOR FINANCIAL ADMINISTRATION OF JUSTICE CANADA – UNDRIPA ACTION PLAN APPROVED PROPOSAL 2022-2023 FOR THE FIRST NATIONS WITH SCHOOLS COLLECTIVE (DIRECTOR OF LIFELONG LEARNING)

Director of Lifelong Learning noted in her Briefing Note that she is seeking approval for the Financial Administration of Justice Canada – UNDRIPA Action Plan Approved Proposal 2022-2023 for the First Nations With Schools Collective

This summary pertains to the approval letter received for the First Nations With Schools Collective (FNWSC) from Indigenous Rights and Relations Portfolio, Justice Canada on May 19, 2022, confirming the approved Engagement on Implementation of the United Nations Declaration on the Rights of Indigenous Peoples Act amount totaling \$100,000.00 (One Hundred Thousand Dollars and Zero Cents) - Appendix A. Funding was expected to be sent to Mississaugas of the Credit First Nation at the beginning of August as the flow through funding agency for the FNWSC.

The breakdown of Appendix B is a line by line budget itemized according to the MCFN codes. The admin fee for 2022-2023 was approved for 10 percent of the total funding which is \$10,000.00 (Ten Thousand Dollars and Zero Cents). The budget was sent to all participating First Nations of the Collective for their approval at the Education Formula Funding Reference Group meeting held on June 17, 2022. A majority of the First Nations agreed with the budget as presented.

Seeking approval of the financial administration of the \$100,000.00 (One Hundred Thousand Dollars and Zero Cents) funding received from Indigenous Rights and Relations Portfolio, Justice Canada as a flow through agency. The amount of \$10,000.00 (Ten Thousand Dollars and Zero Cents) or 10 percent of the global funding will be allocated to MCFN for the administration of the funds.

MOTION NO. 6

MOVED BY GIMAA STACEY LAFORME

SECONDED BY FAWN SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council approves the financial administration of Justice Canada funds received from the UNDRIPA Action Plan Approved Proposal 2022-2023. The total amount of funding is \$100,000.00 (One Hundred Thousand Dollars and Zero Cents) and the administration fee for Mississaugas of the Credit First Nation is 10 percent or \$10,000.00 (Ten Thousand Dollars and Zero Cents).

The Department for these funds is # 500905.

Carried

2nd Reading Waived

**AGENDA ITEM NO. 9 – EMPLOYEE SALARY AND LIVING ALLOWANCE BENEFITS
(DIRECTOR OF LIFELONG LEARNING)**

Director of Lifelong Learning noted in her Briefing Note that it has come to her attention that there may be a discriminatory practice with respect to how Mississaugas of the Credit First Nation is proposing to treat employees who are continuing their education while working. Under the MCFN Employment Policy and Procedures, page 100, there is the following provision:

Employee Effectiveness

31.0 Training and Development

12) *As per the MCFN Post-Secondary Student Assistance Policy (PSSAP), MCFN members are eligible for assistance. While MCFN recognizes that the intent is to support students in their continued educational paths, any employee on active payroll shall not receive living allowances exceeding the employee's monthly salary. This applies to MCFN members accessing PSSAP.*

MCFN Post-Secondary Student Assistance Policy

MCFN Post-Secondary Student Assistance Policy provides benefits for all students which is intended to help defray the cost of living while attending school. There are exceptions to this rule but there is not any restriction about working at MCFN while attending post-secondary schools.

A/Executive Director of Intergovernmental Affairs believes that this part of the Policy is discriminatory.

As an aside, Councillor FS informed that two students only got \$750.00 for living allowance, and they were supposed to get \$1,500.00. Director of Lifelong Learning will look into this.

Further, a complaint was reiterated in today's meeting that someone called the Education Office to ask a question, and that person was told to "read the policy". The staff member did not give the caller the information which was required. Gimaa questioned if the HR Department knows about this, and the Director of Lifelong Learning answered yes.

MOTION NO. 7

MOVED BY VERONICA KING-JAMIESON

SECONDED BY KELLY LAFORME

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council approve the Mississaugas of the Credit First Nation employees and members to receive both their employment salary while working and the living allowance for attending post-secondary schools for as long as their studies continue in a accordance to the Mississaugas of the Credit First Nation Post-Secondary Student Assistance Policy.

It is further recommended that we revise the wording in the Mississaugas of the Credit Employment Policy and Procedures to read under *Employee Effectiveness 31.0 Training and Development 12) As per the MCFN Post-Secondary Student Assistance Policy (PSSAP), MCFN members are eligible for assistance. While MCFN recognizes that the intent is to support students in their continued educational paths, any employee on active payroll will be eligible to receive the monthly living allowance.*

Carried
2nd Reading Waived

DIRECTION NO. 7

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council directs the A/Executive Director of Intergovernmental Affairs to follow up with OMT and staff when someone calls any of the MCFN offices, and that person gets a reply of “read the policy”. A staff member who replies in this manner needs to be corrected.

Director of Lifelong Learning out at 11:30 am.

PW Director in at 11:20 am.

AGENDA ITEM NO. 10 – SECURITY CAMERA UPGRADES – MCFN AND ASSETS (PW DIRECTOR)

PW Director noted in his Briefing Note that a Motion is required to authorize MCFN Public Works Department to proceed with the Security Camera Upgrades for MCFN and Assets. Further, that MCFN approve Chief R. Stacey Laforme sign the contract once prepared and/or Kerri King, Acting Chief Operating Officer in the absence of the Chief.

Following the vandalism occurrence at LSK, MCFN Council directed Councillor Ashley Sault and PWD to prepare a Request for Quotation (RFQ) with the assistance of OFNTSC.

Councillor Ashley Sault, OFNTSC and PWD invited and received bids from four (4) companies: SmarTek (\$143,000 incomplete), The Surveillance Shop (\$381,449.09), Damar Security (\$167,730.60 incomplete) and Hamilton Video & Sound (\$242,900.00). Councillor Ashley Sault, OFNTSC and PWD evaluated the proposals concluding that Hamilton Viedo & Sound however not the cheapest bid received best fulfilled the RFQ requirements.

Due to the current LSK Expansion Project being completed the Security Ccamera Committee is recommending this site be designated as a separate project once a quotation is received.

Councillor AS noted that LSK will not get security camera upgrades yet, but plans are being discussed.

Director of Lifelong Learning informed that there was a recent break-in at LSK. PW Director contacted the security people, and told them to wise-up.

PW Director will contact Hamilton Video and Sound Limited to inform them that they were awarded the contract.

MOTION NO. 8

MOVED BY GIMAA STACEY LAFORME SECONDED BY VERONICA KING-JAMIESON
That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council authorizes Public Works Department to award the Security Camera Upgrade contract in the amount of: TWO HUNDRED FORTY-TWO THOUSAND NINE HUNDRED DOLLARS AND ZERO CENTS (\$242,900.00) to Hamilton, Video & Sound Limited located at 125 Cascade Street, Hamilton, Ontario L8E 3B7. Finally, that MCFN Land, Water & Sustainable Prosperity Council approve Chief R. Stacey Laforme sign the prepared Agreement and/or Kerri King, Acting Chief Operating Officer in the absence of the Chief. Dollars will come from the DOCA Reserve Fund.

Carried
2nd Reading Waived

PW Director out at 11:55 am.

LUNCH BREAK 12:00 TO 12:45 PM

MOTION NO. 9

MOVED BY GIMAA STACEY LAFORME SECONDED BY ASHLEY SAULT
That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council moved In-Camera at 12:45 pm.

Carried

MOTION NO. 11

MOVED BY ASHLEY SAULT SECONDED BY KELLY LAFORME
That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council moved Out of Camera at 1:10 pm.

Carried

Council moved to Agenda Item No. 12

AGENDA ITEM NO. 12 – DRESS PURPLE DAY – OCTOBER 27, 2022 (COUNCIL COORDINATOR)

This item will be dealt with when Councillor Andrea King (Pillar 2 Lead – Nation Well-Being and Wellness) is present. This item will be put on the next Governance Internal and Intergovernmental Council Meeting Agenda dated Tuesday, October 11, 2022.

**AGENDA ITEM NO. 13 – 10TH ANNUAL MILITARY SERVICE RECOGNITION BOOK 2022
(COUNCIL COORDINATOR)**

Council Coordinator noted in her Briefing Note that the Royal Canadian Legion Ontario Command has contacted MCFN regarding the purchase of advertising in the seventh Annual “*Military Service Recognition Book*”. A complimentary copy of the publication will be received for this purchase/support.

For several years prior to the COVID-19 Pandemic, MCFN had approved the purchase of advertising in the Royal Canadian Legion Ontario Command “*Military Service Recognition Book*”. This remembrance publication recognizes and honors Ontario’s Veterans. Proceeds raised from this annual appeal are used to support Veterans Transition Programs to help modern Veterans that suffer from PTSD and other challenges.

The Royal Canadian Legion Ontario Command is seeking support in the publication of the 10th annual “*Military Service Recognition Book*” through the purchase of advertising.

MOTION NO. 12

MOVED BY FAWN SAULT

SECONDED BY ASHLEY SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council approves the purchase of advertising in the Royal Canadian Legion Ontario Command, “*Military Service Recognition Book*” in the amount of \$1,632.74 (One Thousand Six Hundred Thirty-Two Dollars & Seventy-Four Cents) for a full-page color ad showing a list of the MCFN Veterans and a picture of our Veterans Monuments. Dollars will come from the Events Funding Account # 61800-100006.

Carried

2nd Reading Waived

AGENDA ITEM NO. 14 – CANADIAN NATIONAL RAILWAY – MEMORANDUM OF UNDERSTANDING (MOU) (MAJOR PROJECTS COORDINATOR)

This item has been moved In-Camera and will become Agenda Item No. 11a).

AGENDA ITEM NO. 15 – CITY OF VAUGHN REPRESENTATIVE (EF)

It is noted that there will be a meeting with the City of Vaughn staff who will be coming to the MCFN Community Centre on Wednesday, November 9, 2022 from 10:00 am to 1:00 pm. Councillor Veronica King-Jamieson will be unable to attend as she will be at another meeting. A/Executive Director of Intergovernmental Affairs will speak with Cindy Aguis about recording this meeting.

AGENDA ITEM NO. 16 – ANNUAL RECOGNITION AWARDS COMMITTEE (EF)

Councillor EF noted in her Briefing Note that the Annual Recognition Awards Committee have completed their three year appointments.

The three categories for the Annual Recognition Award are:

1. Trailblazer
2. Volunteer
3. Friend of the MCFN Council – Recommended by the MCFN Council and approved by Council Motion

The Working Committee for the Annual Recognition Awards have done an excellent job in hosting the Annual Banquet in 2021 and 2022, and a letter of recognition should be sent to all members and their administrative assistant for their hard work and dedication.

MOTION NO. 13

MOVED BY GIMAA STACEY LAFORME

SECONDED BY ASHLEY SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council approves the recommendation to advertise for two MCFN Members for the Annual Recognition Awards Committee, and the Culture and Special Events Coordinator will continue to offer administrative assistance for the committee.

And further, upon approval of two MCFN Members for the Annual Recognition Awards Committee, a recommendation will be brought forward to approve the appointment of a Knowledge Keeper to assist.

Councillor Erma Ferrell will work with the staff of the Media/Communications Department to advertise for new members for the Annual Recognition Awards Committee.

A letter will be drafted and sent to each member of the Annual Recognition Awards Committee and the Administrative Assistant. The letter will be signed by Gimaa R. Stacey Laforme.

Carried

2nd Reading Waived

MOTION NO. 14

MOVED BY FAWN SAULT

SECONDED BY ASHLEY SAULT

That the Mississaugas of the Credit First Nation (MCFN) Financial Planning & Fiscal Oversight Council moved In-Camera at 1:35 pm.

Carried