



KITSELAS BAND COUNCIL

REGULARLY SCHEDULED MEETING – May 6, 2024 Minutes

Present: Chief Councillor Glenn Bennett, Councillors Ken McDames Jr., Gerald Nyce, Cyril Bennett-Nabess (virtual), Geneva Mason, Victor Wright, CAO Linda Morven, Matilda Henry, Communications Officer, Dr. David Try

Regrets: Jericho Collison, Judy Gerow

1. Call Meeting to Order & Opening Prayer – Meeting called to order at 9:09 am. Opening prayer – David.

2. Adoption of Agenda

MOTION 2024-05-06 (ONE)

THAT Kitselas Band Council approves the agenda for May 6, 2024 as amended – updates on lighthouse, speed bumps, and membership.

Moved by: Gerald Nyce

Seconded by: Victor Wright

Carried

3. Minutes, April 23, 2024

MOTION 2024-05-06 (TWO)

That Kitselas Band Council approves the minutes of April 23, 2024 as presented.

Moved by: Geneva Mason

Seconded by: Ken McDames

Carried

4. Business Arising from the Minutes - No business arising from the minutes.

Lands & Resources

5. Lands Director Appointment – Briefing and Motion LMO-2024-05-06-01

Cyril provided a review of his briefing and motion. As noted at the last meeting, this will support requirements with Treaty.

Motion LMO-2024-05-06-01

WHEREAS:

A. The Kitselas First Nation ("Kitselas") enacted the Kitselas Reserve Lands Management Act on November 5, 2005;

B. The Kitselas Lands Office was established by Kitselas Chief and Council ("Council") at the time of the enactment of the Kitselas Land Interests Law on May 18, 2007 (the "Law");

C. The Kitselas Lands Office was established to carry out the duties and responsibilities delegated or assigned to it pursuant to section 5.01 of the Law;

D. Pursuant to the Law the definition of "Lands Director" means the Lands Director appointed by Council;

NOW THEREFORE, Kitselas Band Council resolves as follows:

1. Confirm the appointment of Cyril Nabess-Bennett as the "Lands Director" as defined in the Law effective March 25, 2024, and he has the jurisdiction to carry out all the responsibilities and duties of the Lands Director as set out in the Law;
2. The fact that Cyril Nabess-Bennett is known as the Director of Lands and Resources does not derogate from his formal appointment as the "Lands Director" as defined in the Law;
3. Confirm that the Kitselas Lands Office was established effective May 18, 2007, and the fact that the Kitselas department is now known as the Department of Lands and Resources does not derogate from its establishment as the Kitselas Lands Office as defined in the Law;
4. The Lands Director may delegate any of his responsibilities and duties to another employee of the Kitselas Lands Office; and
5. This BCR be submitted to the First Nations Lands Registry to be recorded on the Reserve General Abstract Reports of each and every Kitselas Reserve.

Moved by: Gerald Nyce

Seconded by: Victor Wright

Carried

6. Marine Plan – Briefing and Marine Use Plan Attached

Cyril reviewed the Marine Plan. The Plan will be available at the Harvest kick-off.

Gerald – Will the Plan be available for review by community members?

Geneva – Does it highlight discussion about purchasing a boat and does it include harvesting or is it just environmental management? Does it accommodate purchasing a vessel? We can use your Plan for funding grants.

Chief – Support Kitselas purchasing an ocean vessel and harvesting our traditional foods. We follow the seasons when it comes to our foods. We need to develop a plan to purchase a vessel.

Victor – Something that big will help with our land tours and harvesting. It would be nice to have our own people learning how to process and get our food for our families. It would be good for our children to learn.

Cyril – Fish trap – K5T responsible for deploying. The smaller vessel to be used for monitoring for the 2024-25 fiscal year. It's why the smaller vessel is being maintained.

Gerald – With the new Marine Plan and possibly purchase an ocean vessel, and our fish wheel we have, does this Marine Plan open up possibilities of a fisheries program? Think it's something Kitselas needs. I'd like to see that again in the next couple of years.

Glenn – We keep talking about these projects and don't go anywhere. Wai Wah tasked with having people on the ground and patrolling. Direction provided previously on feasibility for ocean vessel. We need to maintain relationship with DFO to express our concerns.

Linda – The feasibility for the ocean vessel is noted as a priority in the Strategic Plan.

MOTION 2024-05-06 (THREE)

That Kitselas Band Council endorses the Kitselas Marine Plan in principle.

Moved by: Gerald Nyce

Seconded by: Geneva Mason

Carried

Treaty

7. Treaty Updates

Enrolment is now open. Sharon is our eligibility and enrolment registrar. Final Treaty negotiation – May 17, and May 21-24. After that, will have a Treaty for initialing. Wednesday – next

Speaker series. May 29 – next community engagement. Scheduled a Constitution Workshop for staff on May 14 – what does it mean for staff to have a constitution. Treaty initialing – June 24. Planning for 300 people. David provided a review of community engagement, and staffing for Treaty engagement.

Victor – The lands and Treaty that are being negotiated. Would people be able to go to these areas?

David – Ultimately, it's up to Chief and Council. Once Treaty is ratified, we'll then work on the Laws.

Glenn – We have a lot of work ahead of us. We only have one vote on Treaty.

CAO Report

8. Outstanding ISC Reports – Jennifer North was onsite last week, and we developed a clear process moving forward to complete the outstanding reports. It'll take us 1-3 months to complete them.

9. Strategic Plan Update – The DRAFT is complete, however, we need to be clear on the Implementation Planning piece that will be reviewed by senior team. The Plan will be presented at the next Council meeting.

10. Constitution Workshop for Staff – David mentioned the workshop in his report.

11. Communications Committee Update – Verified our signage requirements and meeting on May 30 to present to MOTI. Cyril and Travis are working on the design. We have just over \$23,000.00 from community services for signage, and Travis has some funding. With MOTI and our funding, we'll get signage up. We also reviewed our branding and work is ongoing.

NIFCS – NIFCS is on the agenda at our June 4, 2024 meeting.

Speed Bumps – Ulyses is on leave, and will get an update when he returns.

Membership – David reviewed membership in his Treaty report.

New Business

12. A & A Tenure, Darrin McCormack

The purpose of the briefing note is to provide information to you to make an informed decision on the A & A Tenure. Darrin presented the briefing. There are further negotiations that will take place. Looking at selective logging. KFP will make a distribution for half of it, and will make it whole by the end of the year.

Geneva – If we should say no to Treaty, will we still be in good standing?

Darrin – Kitselas entities and assets we own including the tenure, kind of moving forward cautiously on the continuance of those assets. Suggested we take an assessment of all those lands – fee simple or Treaty lands? Moving forward, held in FN or inside of KFP.

Gerald – We didn't think it would be a good idea in our initial discussion, and wondering what has changed.

Darrin – Demise of existing sawmill and recognition of Mr. Brouer negotiating on our behalf, and gone back to try to reduce the price, we did receive in March a report from Mr. Brouer, that it was not a viable purchase. Mr. Brouer was tasked with going back and doing an in-depth review and looks like a \$5,194,335 profit over 25 years.

Glenn – In my mind, this can be beneficial.

MOTION 2024-05-06 (FOUR)

That Kitselas Band Council approves carrying on with negotiations.

Moved: Geneva Mason

Seconded: Ken McDames Jr.

Carried

Kitselas Socio-Economic Development Corporation, 10:30 am

13. Shareholders Meeting

MOTION 2024-05-06 (FIVE)

THAT Kitselas Band Council moves to go into a Shareholders meeting for the Kitselas Socio-Economic Development Corporation (11:08 am).

Moved by: Geneva Mason

Seconded by: Ken McDames Jr.

Carried

Yolanda reviewed the briefing provided.

Would you step down from K5T?

Geneva – Separation of duties with K5T and KSEDC.

Glenn – This will require some further analysis from Council. We need the ability to review the proposed changes that you've put forward. We need to reach out to Jericho and Judy who is dealing with health issues. I want to make sure our Council is fully informed.

Victor – I had the same concern with separation. There's a lot of questions about K5T and what will happen after Treaty. A little bit more information for our Village. There's some people in the Village who are confused about what they want to do. We need to sit down and negotiate what we're going to do.

Geneva – Building our communications with K5T and KDC. It's not being shared on our newsletters. K5T is doing really good in the public, but don't forget about KFN. Don't forget our people. I want us to be successful and start working together.

Glenn – Will require more discussion between K5T and KFN.

Linda – There's definitely growth occurring within K5T and with K5T focusing on Trades, and I can appreciate Council's perspective to review what's provided today. K5T AGM is coming up, and will give that opportunity for increasing the awareness, and would request that the advertisement on the AGM be boosted once the date is finalized. I understand it's contingent on the audit. We also met as a leadership group with Darrin, David and I to collaborate. One thing, with your briefing on the structure, KFN is responsible for programs and services, so that needs to be amended.

MOTION 2024-05-06 (SIX)

THAT the Shareholders of the Kitselas Socio-Economic Development Corporation adjourns the meeting (11:46 am).

Moved by: Victor Wright

Seconded by: Ken McDames

Carried

14. Membership Applications

Sharon provided a review of membership applications that require Council approval.

Motion 2024-05-06 (SEVEN)

THAT the Kitselas Band Council accepts the following members to our membership:

- Marjoure McDames, married to the late Alfie McDames.

- Shelie Lynn Jackson
 - Maloke Byrant
 - Roberta Lee Quake, and Bobby Quock
- Moved by: Geneva Mason
Seconded by: Victor Wright
Carried

15. CAO Performance Review Extension

Motion 2024-05-06 (EIGHT)

THAT Kitselas Band Council moves to amend MOTION 2024-04-23 (SIX).

Moved by: Gerald Nyce

Seconded by: Victor Wright

Carried

Motion 2024-05-06 (NINE)

THAT Kitselas Band Council moves to accept the Terms of Reference for the KBC working group tasked with reviewing the CAO's performance and amends the extension to June 4th 2024, which will allow for the review working group to complete a comprehensive review.

16. Next Meeting Date & Adjournment – June 4, 2024, Gitau (Treaty meeting in Vancouver week of May 20, 2024)

MOTION 2024-05-06 (TEN)

THAT Kitselas Band Council adjourns the meeting (11:54 am).

Moved by: Gerald Nyce

Seconded by: Geneva Mason

Carried