

Ministre des Affaires  
autochtones et du Nord



Minister of Indigenous and  
Northern Affairs

Ottawa, Canada K1A 0H4

I, Minister of Indigenous and Northern Affairs, HEREBY APPROVE,  
pursuant to section 83 of the *Indian Act*, the following by-law made by the  
Westbank First Nation, in the Province of British Columbia, at a meeting  
held on the 9th day of May 2016.

- **Westbank First Nation  
Capital Expenditure By-law No. 16-TX-04**

Dated at Ottawa, Ontario, this 14 day of June 2016.

A handwritten signature in black ink, appearing to read 'Carolyn Bennett'.

Hon. Carolyn Bennett, M.D., P.C., M.P.

Canada

**WESTBANK FIRST NATION  
SENSISYUSTEN GYM AUDIO EQUIPMENT UPGRADES CAPITAL  
EXPENDITURE BY-LAW NO. 16-TX-04**

To authorize the expenditure of a maximum of Thirty Five Thousand Five Hundred and Fifty Dollars (35,550.00) from money raised pursuant to section 83(1) of the *Indian Act*, for the purpose of audio equipment upgrades in Sensisyusten Gym project.

**WHEREAS:**

- A. Pursuant to Section 83(1) of the *Indian Act* and the Westbank First Nation's inherent right of self-government, the Westbank First Nation has enacted the Westbank First Nation Property Taxation By-law, 95-TX-08 (the "**Taxation By-law**");
- B. In accordance with section 12(3)(l) of the Taxation By-law, the Westbank First Nation annually deposits Ten (10%) percent of annual gross taxes in a cumulative capital projects fund (the "**Cumulative Fund**") to be used from time to time for such capital projects as may be authorized by separate by-law;
- C. Pursuant to the Westbank First Nation Expenditure By-law, 1995, amended by By-law 97-TX-03 (the "**Expenditure By-law**"), the Westbank First Nation is authorized to expend moneys raised pursuant to the Taxation By-law for local purposes, including the provision of Local Services on Reserve and capital projects;
- D. The Council of the Westbank First Nation deems it desirable and in the best interest of all residents and the Band members to advance funds to complete the Sensisyusten Gym audio equipment upgrades capital project.
- E. The Westbank First Nation has concluded the total cost of purchasing audio equipment upgrades for Sensisyusten Gym capital project to be not more than \$35,550.00 as outlined in Schedule "A" to this By-law.

**NOW THEREFORE**, the Council of the Westbank First Nation hereby enacts the following by-law;

#### SHORT TITLE

1. This By-law may be cited for all purposes as purchase of capital audio equipment for Sensisyusten Gym, audio equipment upgrades Capital Expenditure By-law No. 16-TX-04.

#### EXPENDITURE AUTHORIZATION

2. The Westbank First Nation hereby acknowledges that it is in the best interests of all residents and members of the Westbank First Nation to purchase capital equipment upgrades for audio equipment upgrades as summarized in Schedule "A" to this By-law.
3. The Westbank First Nation hereby approves the expenditure of not more than Thirty Five Thousand Five Hundred and Fifty (\$35,550.00) Dollars from the Cumulative Fund for the purposes of purchasing audio equipment upgrades for Sensisyusten Gym Project (the "Project Funds").
4. The Westbank First Nation also authorizes the expenditure of all or a portion of the Project Funds to acquire all such lands, easements, rights-of-way, licences, permits, rights and authorities as may be required or desirable for or in connection with Sensisyusten Gym, audio equipment upgrades project.
5. Any of the Project Funds not expended on the Sensisyusten Gym audio equipment upgrades project or incidental costs related thereto, will be reimbursed to and deposited in the Cumulative Fund upon completion of the Sensisyusten Gym audio equipment upgrades project.
6. All revenue collected related to this By-law will be reimbursed to "the Cumulative Fund".

EFFECTIVE

7. This By-law comes into full force and effect upon approval by the Minister of the Department of Indigenous Affairs and Northern Development.

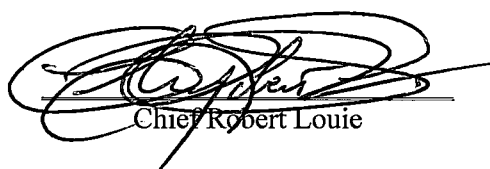
**BE IT HEREBY RESOLVED AND AGREED:**

That this By-law, entitled the Sensisyusten Gym audio equipment upgrades project WFN By-law No.16-TX-04 being read for the first, second and third and final time by the Council of the Westbank First Nation held at a duly convened meetings.

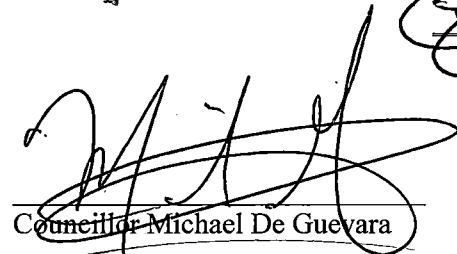
Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 25<sup>th</sup> day of April, 2016.

Exempt from a second reading pursuant to section 60.9 of the Westbank First Nation Constitution.


Read a third time, and enacted as a Westbank Law, by Council of the Westbank First Nation at a duly convened meeting held on the 9<sup>th</sup> day of May, 2016.



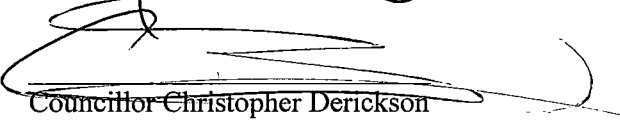
Chief Robert Louie



Councillor Michael De Guevara



Councillor Mick Werstaik



Councillor Christopher Derickson



Councillor Brian Eli



**Ernest Jack**

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**From:** Adam Nerger  
**Sent:** May-12-16 8:16 AM  
**To:** Brian Conner; Ernest Jack  
**Subject:** Council Minutes

Good morning,

Please find below an excerpt from Monday's Council meeting:

	<b><u>Sensiyusten Gym Audio Equipment Upgrades</u></b> <b><u>Capital Expenditure Bylaw 16-TX-04</u></b>
	<b>MOVED BY M. WERSTUIK</b> <b>Seconded By C. Derickson</b> <b>THAT</b> Council hereby resolves to enact Capital Expenditure Bylaw 16-TX-04. <b>CARRIED</b>



	E. Jack overviewed 16-TX-04 staff report with the Advisory Council.
<b>MOTION</b>	<b>MOVED BY B. SEMENIUK</b> <b>Seconded By C. Graham</b> <b>THAT</b> the Advisory Council approves and recommends 16-TX-04. <b>CARRIED</b>



# WESTBANK FIRST NATION

## WESTBANK FIRST NATION Council Meeting

**Date:** Monday May, 9<sup>th</sup>, 2016  
**Time:** 8:30 AM  
**Location:** Board Room, Lindley Building  
#310-515 Hwy. 97 South

**AT THIS MEETING, THE FINAL DRAFT OF THE LOCAL REVENUE LAW SENSISYUSTEN GYM AUDIO EQUIPMENT UPGRADES PROJECT CAPITAL EXPENDITURE BYLAW 16-TX-04 WILL BE READ AND CONSIDERED FOR ENACTMENT.**

### **SUMMARY OF THE SENSISYUSTEN GYM AUDIO EQUIPMENT UPGRADES PROJECT CAPITAL EXPENDITURE BYLAW 16-TX-04**

Under the Westbank First Nation Expenditure Bylaw 1995 and subsequent amendments (the "Expenditure Bylaw") Westbank First Nation "WFN" is authorized to expend moneys raised pursuant to the Westbank First Nation Property Taxation Bylaw 95-TX-08 (the "Taxation Bylaw") for local purposes, including the provision of local services on Reserve and capital projects.

Under *Bylaw 16-TX-04*, WFN will be empowered to expend Capital Projects funds up to \$35,550 to purchase audio equipment upgrades for Sensisyusten Gym project for community purposes.

First reading of the *Bylaw 16-TX-04* was given by Council April 25th, 2016; A Local Revenue Law is exempted from second reading by section 60.9 of the *WFN Constitution*. Third and final reading will be given on May 9, 2016.

**A COPY OF THE FINAL DRAFT LAW CAN BE OBTAINED IN THE DEPARTMENT OF TAXATION AT WFN ADMINISTRATION OFFICE AT 515 HWY 97 SOUTH, WESTBANK, BC.**