

	<p style="text-align: center;"><b>stqa?kʷnínw` t</b>  <b>WESTBANK FIRST NATION</b>  515 Highway 97 South  Kelowna, B.C. V1Z 3J2  Phone: (250) 769-4999 Fax: (250) 769-4377  <a href="http://www.wfn.ca">www.wfn.ca</a>  <i>Community. Leadership. Pride.</i></p>	<p style="text-align: center;"><b>MINUTES  ADVISORY  COUNCIL</b>  <b>smíkʷtən</b>  <b>(December) 11,  2018</b>  <b>Approved spáqtan</b>  <b>(January) 15, 2019</b></p>
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Meeting took place in the Council Chambers of the Westbank First Nation Government Building.

**ADVISORY COUNCIL IN ATTENDANCE:**

Terry Turcan - Chair	Gord Couch – Vice-Chair
Ludwig Teichgraber	John Cole
Rick Ould	

**STAFF IN ATTENDANCE:**

Jeniffer Bellingham	Researcher
Pat Leitch	Director of Finance
Kevin Kingston	Council Secretariat/Legal Counsel
Della Elliott	Legal Services Supervisor
Wayne Murdock	Law Enforcement Officer
Joe Mocilac	Director of Development Services
Adam Nerger	səxʷkʷəqʷəqʷaym / Recording Clerk

**DELEGATES IN ATTENDANCE:**

Ken Carmichael	Partner, BDO Canada LLP
Doug Forsdick	Chief Conservation Officer, Province of British Columbia
Tobe Sprado	Inspector, Okanagan Region, BC Conservation Services

<b>CALL TO ORDER</b>	<b>Agenda is attached to these minutes as Exhibit "A."</b>
<i>T. Turcan</i>	Called the meeting to order at 8:53 a.m.
	<b><u>Motion to Adopt the Agenda of smíkʷtən (December) 11, 2018</u></b>
<b>MOTION</b>	<b>MOVED BY G. COUCH</b> <b>Seconded by J. Cole</b> <b>THAT</b> the Advisory Council hereby approves the agenda of smíkʷtən (December) 11, 2018. <b>CARRIED</b>
	<b><u>Motion to Adopt the Minutes of kətcʷacʷatən (November) 14, 2018</u></b>
<b>MOTION</b>	<b>MOVED BY J. COLE</b> <b>Seconded by G. Couch</b> <b>THAT</b> the Advisory Council hereby approves the minutes of kətcʷacʷatən (November) 14, 2018. <b>CARRIED</b>



<b>NEW BUSINESS</b>	
	<b>Review of Donation Opportunities</b>
<i>T. Turcan</i>	During the last fiscal year the Advisory Council determined to provide a donation to the Central Okanagan Community Food Bank and to the Kelowna Women’s Shelter. This donation is an annual consideration that we look to review and provide support to groups within our community.
<i>R. Ould</i>	I recommend that the Advisory Council consider a donation basket with essentials to be provided to a homeless shelter for distribution to those utilizing the facility in future. A level of support for homelessness in the community would be beneficial. For this current fiscal budget I would support a donation to the United Church who provides a shelter for those suffering from homelessness.
Staff Entered:	P. Leitch entered the meeting at 9:05 a.m.
	The Advisory Council determined to decide on a donation following R. Ould’s discussion with the WFN Homelessness Committee to determine a community body to support through the provision of a donation.
	<b>Review of the BC Hydro Letter of Support</b>
<i>T. Turcan</i>	The media has reported on the City of West Kelowna and District of Peachland lobbying to implement a second line for BC Hydro. No mention has been made of engaging with WFN though the proposed secondary line will affect WFN and its 10,000 residents as well as numerous businesses operating on WFN lands.
<i>G. Couch</i>	I am disappointed with the lack of engagement with WFN by the Province. I suggest that more encouragement and support should be received from the Province.
<i>J. Bellingham</i>	In response to the Advisory Council, clarified that this matter is currently sitting with staff and has not yet been brought forward to Council. At this time there is a project group that is reviewing the identified options for this project.
<i>T. Turcan</i>	From review of a recent publication, a BC Hydro representative had communicated with a member of the City of West Kelowna who subsequently looked to their council for support in the provision of a letter. The council subsequently agreed to provide a letter of support for the proposed creation of a secondary line by BC Hydro. I



	support looking at a similar approach with a focus on the underlining the importance of this project.
	The Advisory Council determined to prepare a draft correspondence expressing support for the proposed secondary hydro line to BC Hydro to go to WFN Council for review and consideration prior to provision to BC Hydro.
	<b><u>Overview of the Auditor’s Report</u></b> <b>Report is attached to these minutes as Exhibit “B.”</b>
Delegate Entered:	K. Carmichael entered the meeting by teleconference at 9:12 a.m.
<i>K. Carmichael</i>	Overviewed the report with the Advisory Council. Highlights from the presentation included: <ul style="list-style-type: none"> <li>• Notable differences were identified from the previous year regarding capital projects expenses and development cost charges which did see an increase; and</li> <li>• Financial capital assets have increased by approximately \$300,000 from the previous fiscal year.</li> </ul>
<i>P. Leitch</i>	Continuing the report: <ul style="list-style-type: none"> <li>• There have been notable asset additions during the fiscal year with an increased accumulated surplus;</li> <li>• The revenue this year was reflective of the previous fiscal year though there was a change in the sources of revenue, notably improved performance from property taxation; and</li> <li>• Expenses increased to \$15.1 million compared to \$14.2 million during the previous fiscal year.</li> </ul> <p>In response to the Advisory Council clarified how funding is received from the federal government by WFN for the provision of local government services.</p> <p>Continuing the report:</p> <ul style="list-style-type: none"> <li>• \$1.7 million was invested in capital assets which is a notable decrease from the previous fiscal year amount of \$4.6 million; and</li> <li>• Net financial assets increased from the previous fiscal year.</li> </ul> <p>This is a building year where we are putting aside finances to address future works and costs.  In response to T. Turcan identified that policies can be</p>



	<p>developed to define, in greater detail, funds to provide a greater level of awareness and understanding of the funds maintained by WFN.</p> <p>In response to T. Turcan clarified that discussion has occurred with Development Services staff members to review budget line items to provide greater clarity to funds and how they are utilized.</p>
Delegate Left:	K. Carmichael left the meeting at 9:43 a.m.
<i>P. Leitch</i>	<p>In response to the Advisory Council identified that the fire services, senior services, and parks and recreation agreement with the City of West Kelowna had experience an increase in cost to WFN in the sum of \$2.2 million with the addition of Member residence property assessments per the revised agreement as these were not previously included in the agreement.</p> <p>In response to the Advisory Council noted that a review of the agreement will be conducted with consideration given to the use by West Kelowna residents of the WFN Youth Centre as this will assist in lowering the costs to WFN.</p>
<i>L. Teichgraber</i>	Requested that further information be provided concerning the budget identified to address property assessment disputes.
	<b>Fiscal Year 2020 Provisional Budget</b> <b>Provisional Budget is attached to these minutes as Exhibit "C."</b>
<i>P. Leitch</i>	<p>Essentially this budget reviews what we are currently spending now with consideration given to the cost of living increase. There is an approximate 3.3% difference in new market change, new properties, which will affect the budget. We have reduced the amount funded through the stabilization fund this year, and costs are funded through new properties. Homeowner grants were updated with an increase to be reflective of current costs. This will need to be updated for new properties as well. This will be given further consideration as the budget moves forward through the budget development process.</p> <p>There have been employment cost changes as well through the addition of the payroll tax and other notable changes with staff. Estimates have been made concerning anticipated service agreement costs, which are expected to increase due to increases in the population on WFN</p>



	lands. Some costs are being challenged as statistics used to determine costs are not accurate and result in a higher fee than what should be charged to WFN.
Staff Left:	J. Bellingham and P. Leitch left the meeting at 10:04 a.m.
	<b><u>Presentation from BC Conservation Services</u></b>
Staff and Delegates Entered:	K. Kingston, D. Elliott, W. Murdock, D. Forsdick, and T. Sprado entered the meeting at 10:02 a.m.
<i>D. Forsdick</i>	<p>Overviewed the presentation with the Advisory Council. Highlights from the presentation included:</p> <ul style="list-style-type: none"> <li>• There are currently 160 Conservation Officers operating within the Province of British Columbia;</li> <li>• A partnership with the BC Conservation Services would link WFN in with the R.A.P.P. Services program and services (Report All Poachers and Polluters);</li> <li>• 40,000 calls are typically received each year by Conservation Services;</li> <li>• A Conservation Officer has the ability to enforce in excess of 35 pieces of legislation, examples include the Wildlife Act, Federal Fisheries Act, and other legislation of this nature;</li> <li>• Controlled alien species legislation was introduced to protect the general population and is also enforced by Conservation Officers;</li> <li>• Enforcement for species at risk is also a key service that is provided by Conservation Services;</li> <li>• Three units exist for major investigation; these are high-level units for the enforcement of environmental acts on an international level;</li> <li>• Off-road vehicle enforcement is offered to protect lands and mitigate concerns such as wildfires;</li> <li>• Focus on human-wildlife conflict with a high level focus on social media to raise awareness and educate the general public as a preventative measure;</li> <li>• Conservation Services maintains a program to address predator attacks which is supported through the COS K9 Program;</li> <li>• Conservation Services looks to maintain strong First Nation relationships, the proposed relationship with WFN would be a leading initiative to showcase this level of cooperation between the two bodies;</li> <li>• Supportive of restorative justice which is supported by the Province of British Columbia, there are a number of organizational facilitators</li> </ul>



	<p>that can work on a local community level;</p> <ul style="list-style-type: none"> <li>• Conservation Services also provides a policing role, primarily as partners in rural communities, providing support and assistance as required to law enforcement officials;</li> <li>• A robust training program is provided to successful applicants with a variety of training provided to new recruits;</li> <li>• a high level of mobile support is available and provided offering a number of services that will be available to WFN through the proposed partnership;</li> <li>• Ultimately for a relatively small cost, WFN would receive the infrastructure of Conservation Services;</li> <li>• Conservation Officers are Special Provincial Constables and work in shared enforcement activities as necessary with other enforcement agencies;</li> <li>• If WFN had a Conservation officer they would benefit from gaining a higher level of authority as well as access to services, information and training that would not typically be available to enforcement officers; and</li> <li>• A level of support and connectivity exists with offices present in Kelowna and Penticton.</li> </ul>
<p><i>K. Kingston</i></p>	<p>WFN is seeking to obtain ownership and enforcement ability over the foreshore of the lake. With this officer, we would be in a position to better address this area than WFN is currently able to provide. The ability to arrive in a timely fashion and enforce these matters would be beneficial. This proposed initiative has been reviewed for some time now, and this is the best opportunity for this form of partnership in the Province to initiate this proposed relationship. We have the administrative support from our staff to assist this partnership as well. Today we are present to advocate for the Advisory Council’s support for this initiative.</p> <p>From our perspective it makes the most sense for a current WFN Law Enforcement officer to be involved in this partnership and carry on this role in the capacity of a Special Conservation Officer with this authority in a mandate set out by BC Conservation Services and WFN.</p> <p>The Law Enforcement Officer, Wayne Murdock, would be focused on WFN lands unless an emergency event transpired and their service was requested by</p>



	Conservation Services.
<i>D. Elliott</i>	<p>WFN would establish a work plan to outline the expectations. This would likely be a 50/50 requirement shared between WFN and BC Conservation Services.</p> <p>In response to G. Couch, confirmed that if there is support for the proposed program, it is likely a fourth Law Enforcement Officer would be sought to be hired to support the vacant position for WFN.</p>
<i>D. Forsdick</i>	In response to T. Turcan clarified that the recruitment training process runs once annually in May. The timing for this works well as this would allow a spot to be set aside for the Law Enforcement Officer to attend and undertake this training.
<i>K. Kingston</i>	In response to R. Ould, clarified that the final cost details have not been finalized, however it is likely that the cost for a Law Enforcement Officer will be required. We feel that in return for the services being offered that WFN will benefit from the proposed arrangement.
<i>G. Couch</i>	I am supportive of what is being proposed and recognize the benefits of what has been presented this morning.
<i>D. Forsdick</i>	There are a number of key factors present for WFN that are not available in other communities that will support the proposed partnership and make this a positive experience for all involved.
<i>K. Kingston</i>	In response to T. Turcan clarified that support will be sought when the provisional budget is presented to the Advisory Council.
Staff Entered:	J. Bellingham entered the meeting at 10:54 a.m.
<i>T. Turcan</i>	There appears to be a level of support from all Advisory Council members for this initiative. We can look to review and provide our support at the time of the budget presentation. We appreciate today's presentation.
Staff and Delegates Left:	K. Kingston, D. Elliott, W. Murdock, D. Forsdick, and T. Sprado left the meeting at 10:56 a.m.
	<b><u>District Reports</u></b>
	<u>Lakeridge</u>
<i>L. Teichgraber</i>	There is nothing to report at this time.



	<u>Prairie</u>
<i>G. Couch</i>	There is nothing to report at this time.
	<u>Lakeshore</u>
<i>R. Ould</i>	There is nothing to report at this time.
	<u>East Boundary</u>
<i>J. Cole</i>	There is nothing to report at this time.
	<u>Old Okanagan</u>
<i>T. Turcan</i>	Clarification was received from the WFN Manager of Utilities concerning WFN staff's ability to attend water supply lines on private property. This remains the responsibility of the private property owner.
	<b><u>Update on the Capital Project Plan</u></b>
Staff Entered:	J. Mocilac entered the meeting at 11:10 a.m.
<i>J. Mocilac</i>	<p>Overviewed the update with the Advisory Council. An updated report will be returned in January, 2019 as well with new project updates. Highlights from the update included:</p> <ul style="list-style-type: none"> <li>• The proposed recycling project recommended by the Advisory Council has been included as a test case for the upcoming fiscal year though greater detail will need to be provided by the Advisory Council prior to initiation;</li> <li>• Ridge Estates sidewalk improvement will be in the upcoming budget for \$850,000 to finalize this project, the design has been completed and is awaiting feedback from the Ministry of Transportation and Infrastructure ("MOTI");</li> <li>• A design will be initiated to finalize sidewalks for Louie Drive and Boucherie Road;</li> <li>• The Sensisysten House of Learning project is continuing with no concerns to date, consultation will occur early in the new year for the development of a public space to complete the project which is anticipated to be completed in September 2019;</li> <li>• A new snow plow will be purchased for the next winter season as the current equipment is 16 years old;</li> <li>• Staff have reviewed and updated the capital projects list to narrow the focus and identify realistic projects to be completed in a more timely manner;</li> <li>• Due to staff changes and concerns identified with the program, the water meter program has been</li> </ul>





	<p>pushed to 2019 where billing is anticipated to begin;</p> <ul style="list-style-type: none"> <li>• Completion of the WFN Zoning Law is anticipated by the end of January 2019 as well as other notable legislation such as the WFN Servicing Law and Master Plan for land use; and</li> <li>• A review of the fees for subdivision servicing and other development fees will be completed by staff as there is a substantial amount of staff time required that should be considered when calculating fees.</li> </ul> <p>Development Services has also considered having a representative attend Advisory Council meetings on a monthly basis to provide routine updates on projects for a greater level of awareness.</p> <p>In response to the Advisory Council, clarified that one large item that has been identified in the upcoming fiscal year is a water treatment plant for I.R. No. 9. A grant deadline is due by February from the Federal Government that WFN will make an application towards. This is a result of recent flooding issues resulting in boil water advisories which will support the grant application along with consideration for the affect to economic viability. This would provide approximately \$25 million in funding for WFN.</p>
	<p>The Advisory Council expressed appreciation for the update as provided by J. Mocilac.</p>
<p>Staff Left:</p>	<p>J. Mocilac left the meeting at 11:37 a.m.</p>
<p><i>R. Ould</i></p>	<p><b><u>Homelessness Committee Update</u></b></p> <p>Since my previous update I have been to three events. These primarily focus on an indigenous perspective. The United Church will be hosting a Christmas dinner for those suffering from homelessness on December 21<sup>st</sup>. An update was received that no funding was available to support a homeless shelter in West Kelowna, however this is subject to change as funding was since identified with the shelter anticipated to be opened prior to December 25<sup>th</sup> of this year. The next meeting is scheduled to take place on Monday December 17<sup>th</sup>. It was recently announced that WFN applied for, and was subsequently approved, for funding in the sum of \$17 million for indigenous housing.</p>
	<p><b><u>Next Meeting</u></b></p>



	The next meeting will take place on spáqtan (January) 15, 2019 at 9:00 a.m. in the First Floor Boardroom.
<b>ADJOURNMENT MOTION</b>	<b>MOVED BY G. COUCH</b> <b>THAT</b> the Advisory Council meeting be adjourned. <b>CARRIED</b> The meeting adjourned at 11:54 a.m.

**These minutes are certified correct:**

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Terry Turcan

\_\_\_\_\_  
Gord Couch

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Ludwig Teichgraber

\_\_\_\_\_  
Rick Ould

\_\_\_\_\_  
John Cole