

**TEMAGAMI FIRST NATION MINUTES**  
Regular Council Meeting – MGM Council Chambers  
Administration Session 1-4pm  
Regular Council Meeting 7-9pm  
September 10, 2020

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**Present:** Chief Shelly Moore-Frappier, 2<sup>nd</sup> Chief John McKenzie, Councillor Roxane Potts, Councillor Douglas H. McKenzie, Councillor Michael Paul, Councillor Jamie Saville.

**Regrets:** Councillor Joseph Katt, Councillor Tom Mathias

**Staff:** Virginia Paul, Executive Director; others as noted.

**Recorder:** Megan Douglas, Executive Assistant

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**OPENING MEETING**

Noted for the record that the n’Daki Menan flagged was raised by Chief & Council at 1:00pm.

**Motion #2020-0910-001**

Motion to open the meeting at 1:10pm

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

CARRIED

**OPENING PRAYER**

Opening prayer was offered by Councillor Jamie Saville

**ADOPT AGENDA**

**Motion #2020-0910-002**

Motion accept the agenda as amended

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

CARRIED

**MINUTES**

**Motion #2020-0910-003**

Motion to adopt the 2020 08 04 RCM & 2020 08 12 SCM Minutes as amended.

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

**ADMINISTRATION MATTERS**

**FINANCE:**

Noted for the record that Vicky Blake, Finance Manager is present.

BCR 012, Signing Authority for TFN & Enrichment was read into the record by Vicky Blake, Finance Manager.

Do hereby resolve:

1. That any and all signing authorities for all bank accounts, financial instruments, or financial matter of any sort which the Temagami First Nation has with Scotia Bank be hereby revoked; and
2. Temagami First Nation Chief & Council authorize the following signing authorities for Temagami First Nation administration purposes in relation to these accounts be given to:

Chief Shelly Moore-Frappier	Vicky Blake, Finance Manager
Second Chief John McKenzie	Jamie Koistinen, Infrastructure Manager
Councillor Jamie Saville	Lynn Mongrain, Education Manager
Virginia Paul, Executive Director	
3. And further resolves that Temagami First Nation Chief & Council authorize the following signing authorities for Temagami First Nation Enrichment Fund administration:

Chief Shelly Moore-Frappier	Vicky Blake, Finance Manager
Second Chief John McKenzie	Jamie Koistinen, Infrastructure Manager
Councillor Jamie Saville	Lynn Mongrain, Education Manager
Virginia Paul, Executive Director	

However, all instruments shall require a signature from two persons; instruments above \$15,000 must be signed by one of First Chief, Second Chief or Councillor;

Effective this 10th day of September, 2020.

**TEMAGAMI FIRST NATION MINUTES**  
Regular Council Meeting – MGM Council Chambers  
Administration Session 1-4pm  
Regular Council Meeting 7-9pm  
September 10, 2020

---

**Motion #2020-0910-004**

Motion to accept BCR 2020-012 as read as into the record by Vicky Blake.

Moved by Councillor Tom Mathias

Seconded by Councillor Michael Paul

CARRIED

BCR 2020-013, Signing Authorities for TFN/TAA was read into the record by Vicky Blake.

Do hereby resolve:

WHEREAS that any and all signing authorities for the Temagami First Nation/Teme-Augama Anishnabai (TFN/TAA) joint bank account be hereby revoked; and

WHEREAS Temagami First Nation Chief & Council authorize the following signing authorities for the TFN/TAA joint bank account be given to:

Chief Shelly Moore-Frappier

Second Chief John McKenzie

THEREFORE IT BE RESOLVED THAT all instruments shall require from both Chief & Second Chief in addition to TAA signing authorities; Effective this 10th day of September, 2020 until otherwise noted.

**Motion #2020-0910-005**

Motion to accept BCR 2020-013 as read as into the record by Vicky Blake.

Moved by Second Chief John McKenzie

Seconded by Councillor Tom Mathias

CARRIED

BCR 2020-014, FNFA Band Rep was read into the record by Vicky Blake.

**Motion #2020-0910-006**

Motion to accept BCR 2020-014 as read as into the record by Vicky Blake and have Douglas H. McKenzie has the FNFA representative for Temagami First Nation.

Moved by Councillor Tom Mathias

Seconded by Councillor Jamie Saville

CARRIED

Noted for the record that Vicky Blake will let advise Chief & Council of Audit Committee Meetings in the future.

BCR 2020-011, FNFA Relief was read into the record by Vicky Blake.

*Do hereby resolve:*

WHEREAS:

- A. The First Nation Finance Authority (the "FNFA") has loaned (the "Loan") certain amounts to the First Nation.
- B. The First Nation has designated certain "other revenues" (as defined in the First Nations Fiscal Management Act) under their signed Certificate of Calculation of Borrowing Capacity (the "BCC") as security for the Loan (the "Other Revenues").
- C. Each FNFA borrowing member is obligated to redirect certain revenues as identified in the BCC to the joint SRTA account of the First Nation and the FNFA which make in-full its loan services payments so their loans remain in good standing, otherwise any default will jeopardize the borrowing pool.
- D. The COVID-19 pandemic is having a significant impact on First Nation families, communities and businesses. The measures in place to protect the health of all people in Canada are also affecting the revenue sources which are used to pay interest and principal on loans which have been taken out to support community development.
- E. The Government of Canada has contracted with the FNFA to provide FNFA's 58 borrowing members as at March 20, 2020 a certain amount of interest relief, as shown in the letter that FNFA sent to each of the identified borrowing members, so that the First Nation can focus on the health and safety needs of their communities during the COVID-19 pandemic. This interest relief is scheduled to be deposited into the First Nation's Prepaid Account.
- F. Being one of the 58 Borrowing Members with a Loan as of March 20, 2020, the First Nation acknowledge and requests the following:
  1. The First Nation acknowledges that it will continue in full its obligation to make its loan service payments and will continue to flow the designated revenues as shown in the signed BCC in full; and
  2. Requests that FNFA do the following:

Send our share of the Canada Interest Relief monies to our designated bank account, and these monies will be returned to FNFA to be placed in our Prepaid Account to be used as loan service relief at a future time of our choosing.

**TEMAGAMI FIRST NATION MINUTES**  
Regular Council Meeting – MGM Council Chambers  
Administration Session 1-4pm  
Regular Council Meeting 7-9pm  
September 10, 2020

---

THEREFORE BE IT RESOLVED THAT the First Nation apply to the FNFA to obtain the COVID-19 Interest Relief.

**Motion #2020-0910-007**

Motion to re-execute BCR 2020-11 with Option #2.

Moved by Councillor Jamie Saville

Seconded by Second Chief John McKenzie

CARRIED

Noted for the record that Vicky Blake has left the meeting.

**ENRICHMENT:**

Beverly St. Denis attended the meeting and her Staff Report regarding policy changes to the Arts and Culture Policy was discussed. There was discussion around the removal of kayaks from the policy. A motion was made regarding the TFN Arts and Culture Policy, it was moved by Councillor Michael Paul and Seconded by Second Chief John McKenzie. Councillor Douglas H. McKenzie opposed this motion. Councillor Douglas H. McKenzie opposed this motion based on the fact that council should not be telling TFN members how they can and cannot access the Land; more discussion was had on this motion and it was never carried.

The Enrichment Policy was discussed and it was noted that the policy needs to be in place by November 30, 2020. Councillor Potts and Councillor Paul will ensure that the TOR is reviewed and that it is revisited no later than October 15, 2020. All tracked changes to the policy and rationale will be due on October 30<sup>th</sup> which will allow time for council decide on November 12<sup>th</sup>.

Motion to accept the Enrichment Committee's recommendation to the Arts and Culture Policy is withdrawn.

Enrichment Policy Staff Reports are tabled to November 12, 2020.

Noted for the record that Bev has left the meeting.

**JUSTICE SERVICES**

Virginia McKenzie's Staff Report regarding the Temagami First Nation Police Committee is noted for the record.

**EXECUTIVE DIRECTOR:**

TFN Chief & Council Advisory Committees and Boards:

Noted for the record that Council would like it to be advertised when committee meetings are taking place. It is also noted that honorariums are not given for meetings that are not the councillor's active committee.

**Motion #2020-0910-008**

Motion to accept the TFN Chief & Council Advisory Committees and Boards list as read into the record by Virginia Paul.

Moved by Councillor Jamie Saville

Seconded by Second Chief John McKenzie

CARRIED

**HUMAN RESOURCES**

Noted for the record that Human Resources Manager, Katie Madore is present.

**Motion #2020-0910-009**

Motion to go in-camera

Moved by Councillor Jamie Saville

Seconded by Councillor Tom Mathias

CARRIED

**Motion #2020-0910-010**

Motion to go out of camera

Moved by Councillor Jamie Saville

Seconded by Second Chief John McKenzie

CARRIED

**HOUSING STAFF REPORTS**

Elizabeth Potts, Housing Coordinator and Jamie Koistinen, CIM are present.

**TEMAGAMI FIRST NATION MINUTES**  
Regular Council Meeting – MGM Council Chambers  
Administration Session 1-4pm  
Regular Council Meeting 7-9pm  
September 10, 2020

---

Liz provided a number of Staff Reports to council – the Rent to Own Agreement was discussed. Council would like a separate council meeting for housing in order to review the Housing Policy and all of its Appendices. Liz will provide council with the TFN Housing Policy and the Rental Agreement to Chief & Council.

Tabled to September 17, 2020 from 1-4pm.

Liz provided Chief & Council with the CMHC Loan Renewal for signature.

**Motion #2020-0910-0011**

Motion to approve the CMHC Loan Renewal agreement

Moved by Second Chief John McKenzie.

Seconded by Councillor Douglas McKenzie

CARRIED

**Motion #2020-0910-012**

Motion to go in camera

Moved by Councillor Jamie Saville

Seconded by Councillor Roxane Potts

CARRIED

**Motion #2020-0910-014**

Motion to go out of in-camera session

Moved by Councillor Jamie Saville

Seconded by Councillor Robin Potts

CARRIED

Noted for the record that Liz Potts has left the meeting.

**CAPITAL PROJECTS**

Jamie Koistinen, Capital Projects Manager read BCR 2020-015 into the record.

Whereas Temagami First Nation in conjunction with Extel had fibre optic cable and underground vaults installed for future expansion in the front portion of Bear Island Indian Reserve. An area that is commonly known as the Loop; and

Whereas in Phase 1 of this project, Temagami First Nation wishes to provide fibre optic internet service to businesses and Band facilities operating in the community of Bear Island that will provide improved internet services with greater internet speed and reliability; better VoIP phone connections; and enhance videoconferencing capabilities; and

Whereas it is anticipated that Phase 2 of this project will entail providing telecommunication services (internet, telephone, television) to Bear Island residents and a portion of the planning and infrastructure for Phase 2 is included in Phase 1 of this project; and

Whereas upon completion of Phase 2 of this project, the community of Bear Island will be in line with goals and objectives set out in the Government of Ontario's Broadband and Cellular Action Plan for a rural and Northern community.

Therefore be it resolved that Chief and Council of Temagami First Nation support and approve the Phase 1 submission to the Northern Ontario Heritage Foundation Corporation in the amount of \$235,872.00 (50% of Phase 1 project costs).

Further be it resolved that Temagami First Nation will assume responsibilities of any overrun costs during Phase 1 of the project.

**Motion #2020-0910-015**

Motion to accept BCR 2020-015, NOHFC Proposal as read into the record.

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

CARRIED

Noted for the record that Jamie Koistinen has left the meeting.

Noted for the record that Mike Molyneux, Lands & Resources Assistant has entered the meeting.

BCR 2020-16 was read into the record by Mike Molyneux.

Do hereby resolve:

Section 7 (1) of the Family Homes on Reserves and Matrimonial Interests or Rights Act (the Act) states that First Nations have the power to enact First Nation laws that apply during a conjugal relationship, when that relationship breaks down or on the death of a spouse or common-law partner, respecting the use, occupation and possession of family homes on its reserves and the division of the value of any interests or rights held by spouses or common-law partners in or to structures and lands on its reserves.

Temagami First Nation desires to provide a law appropriate to our culture and traditions respecting the use, enjoyment and occupation of family homes on its reserve lands and the division of real property rights or interests held by spouses or common-law partners on reserve lands;

Ratified 2020 09 24

Page 4 of 6

**TEMAGAMI FIRST NATION MINUTES**  
Regular Council Meeting – MGM Council Chambers  
Administration Session 1-4pm  
Regular Council Meeting 7-9pm  
September 10, 2020

---

For the fiscal year 2020-2021, the Centre of Excellence for Matrimonial Real Property hosted by the National Aboriginal Lands Managers Association offers proposal-based funding under the MRP Special Project Funding Program for implementation activities related to the development of First Nation Matrimonial Real property laws pursuant to the Family Homes on Reserves and Matrimonial Interests or Rights Act; and

Temagami First Nation wishes to submit a proposal for funding under Category 2 MRP Special Project Funding Proposal.

THEREFORE, BE IT RESOLVED that the Chief and Council of Temagami First Nation approve the attached proposal for Category 2 funding and authorize its submission to the Centre of Excellence for Matrimonial Real Property for Category 2 MRP Special Project funding.

**Motion #2020-0910-016**

Motion to accept BCR 2020-017, MRP Law as read into the record.

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

CARRIED

**Motion #2020-0910-017**

Motion to approve Category 2 Funding from the Centre of Excellence Matrimonial Real Property (COEMRP).

Moved by Councillor Roxane Potts

Seconded by Councillor Michael Paul

CARRIED

Noted for the record that Mike Molyneaux as left the meeting.

**EDUCATION:**

A Staff Report was submitted by Lynn Mongrain, Education Manager regarding the re-opening of LMLC.

The phases of re-opening LMLC were discussed. It is noted that Chief & Council would like the FNCG to have a procedure in place for if a COVID-19 outbreak were to occur among students who are living off-reserve with respect to them returning to Bear Island.

**Motion #2020-0910-018**

Motion to accept the recommendation for re-opening LMLC as presented.

Moved by Councillor Michael Paul

Seconded by Councillor Roxane Potts

CARRIED

**CORRESPONDENCE:**

The mail logs for July & August 2020 are noted for the record.

Noted for the record that Chief & Council would like a monthly update about what is being done on n'Daki Menan. Council would like a synopsis of what mining activity is taking place and what companies are coming and going in and out of n'Daki Menan.

**UPCOMING MEETINGS:**

Noted for the record that the next Regular Council Meeting will be on September 24, 2020.

Noted for the record that the Strategic Plan needs to be worked on before the next Community Meeting. Chief & Council decided on October 14-16 at Temagami Shores for a Strategic Planning Retreat.

**REPORTS FROM CHIEF & COUNCIL:**

Noted for the record that Chief Shelly Moore-Frappier attended a Chiefs of Ontario meeting regarding the COVID-19 pandemic.

**MOTION TO ADJOURN:**

**Motion #2020-0910-019**

Motion to adjourn the meeting at 6:10pm

Moved by Councillor Jamie Saville

Seconded by Councillor Tom Mathias

CARRIED

**CLOSING PRAYER:**

Closing prayer was offered by Councillor Jamie Saville

**TEMAGAMI FIRST NATION MINUTES**  
Regular Council Meeting – MGM Council Chambers  
Administration Session 1-4pm  
Regular Council Meeting 7-9pm  
September 10, 2020

---

*Acknowledgment:*

*I, Shelly Moore-Frappier, Chief of Temagami First Nation do hereby certify this to be a true original of Temagami First Nation Council Meeting Minutes which have been accepted as amended and duly adopted at the Council Meeting of September 24, 2020.*



*Chief Shelly Moore-Frappier*

*Dated this 7<sup>th</sup> day of October 2020.*