

TEMAGAMI FIRST NATION MINUTES

Administration Session 9am
Via Zoom/Council Chambers
December 16, 2021

Administration Session:

Present: Chief Shelly Moore-Frappier, Councillor Douglas H. McKenzie, Councillor Jamie Saville, Councillor Roxane Potts, Councillor Tom Mathias, Councillor Joseph Katt, Councillor Michael Paul

Regrets: 2nd Chief John McKenzie

Staff: Robin Potts, Executive Director

Recorder: Megan Douglas, Executive Assistant

1. OPENING MEETING

Motion #2021-1216-001

Motion to open the meeting at 9:38am.

Moved by Councillor Joseph Katt

Seconded by Councillor Michael Paul

0 Abstentions

0 Opposed

CARRIED

2. OPENING PRAYER

Noted, the opening prayer was offered by Councillor Joseph Katt

3. ADOPT AGENDA

Motion #2021-1216-002

Motion to adopt the agenda as amended.

Moved by Councillor Michael Paul

Seconded by Councillor Joseph Katt

0 Abstentions

0 Opposed

CARRIED

4. CONFLICT OF INTEREST DISCLOSURES

N/A

5. PANDEMIC UPDATE

a) Return to School Plan

Noted, Mae Katt was present at 9:46am. It was noted that Mae explained to Chief & Council that Rapid Antigen Testing should be utilized as a protective measure with respect to the LMLC students returning to in-person learning after the holidays.

Noted, Mae Katt left the meeting at 10:03am.

6. OPP QUATERLY REPORT DISCUSSION

Noted, OPP Constable Tom Saville and OPP Constable Sam Kewaquado were present at 10:04am.

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Noted, that an update on the hiring of an OPP officer for the community was provided.

It was noted that the Quarterly Report will begin to be presented in 2022.

Noted for the record that OPP Constable Tom Saville and OPP Constable Sam Kewaquado left the meeting at 10:25am.

7. ADOPTION OF THE MINUTES

7.1 2021 11 25 RCM

Motion #2021-1216-003

Motion to adopt the regular council meeting minutes of 2021 11 25 as amended.

Moved by Councillor Michael Paul

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Opposed

CARRIED

7.2 2021 11 30 SCM

Motion #2021-1216-004

Motion to adopt the special council meeting minutes of 2021 11 30 as amended.

Moved by Councillor Jamie Saville

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Opposed

CARRIED

7.3 2021 12 06 SCM

Motion #2021-1216-005

Motion to adopt the special council meetings of 2021 12 06 as amended.

Moved by Councillor Michael Paul

Seconded by Councillor Jamie Saville

0 Abstentions

0 Opposed

CARRIED

Motion #2021-1216-006

Motion to adopt the special council meeting minutes of 2021 12 09 as amended.

Moved by Councillor Michael Paul

Seconded by Councillor Joseph Katt

0 Abstentions

0 Opposed

CARRIED

6. BUSINESS ARISING FROM THE MINUTES

Noted, business arising from the minutes will be included in the Executive Director's report.

7. PANDEMIC CONTINUED:

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Noted, the Executive Director presented the Pandemic Report to Chief & Council.

Noted that due to inclement weather, shuttle services will be reassessed on a daily basis beginning on Monday, December 20, 2021, and ending on Thursday, December 23, 2021. It was also noted that a Public Transportation Policy could be beneficial to implement in the future.

Noted for the record that BCR 2021-058 was read into the record.

Do hereby resolve that the community of Bear Island will remain in Stage 2 of re-opening.

WHEREAS the spread of COVID-19 has been declared a pandemic by the World Health Organization on March 11, 2020.

WHEREAS TFN is remaining in Stage 2 of re-opening until Friday, January 14, 2022.

WHEREAS Chief & Council of the Temagami First Nation have the authority and jurisdiction pursuant to the Indian Act; sections 81 (1)(a), (c), (d), (p), (q), and (r) to enact emergency effort to prevent the spread of contagions and infectious diseases.

NOW THEREFORE The Temagami First Nation Chief & Council hereby execute the following BCR for the protection of public health and safety of Bear Island.

Emergency Preventative Measures:

1. Under the rules of law, a strict No-Trespassing restriction will remain in effect. Exemptions will be made of patrons to the Pier Market, Temagami First Nation Citizens, Teme-Augama Anishnabai Citizens, their family/friends, off-island TFN staff, community residents and their families and those in need of emergency medical care, caretakers, and for those participating in traditional harvesting.
2. The wearing of masks or face coverings is mandatory for all Bear Island residents and non-residents in all public places where physical distancing of 6 feet is not possible.
3. Temagami First Nation members and Teme-Augama Anishnabai members and their guests, along with community residents of Bear Island are encouraged to remain in their family's household bubble.
4. Band owned buildings are open to provide indoor programming and services to community members. The buildings will be operational at a 50% capacity (including both staff and clients).
5. All TFN Staff can return to office in consultation with the manager.
6. All contract workers can access Bear Island; however, they would require a rapid test with a negative result before they deliver their service and under the approval of the department manager.
7. Outdoor programming will resume following covid prevention protocols at a maximum of 100 people which will be supervised by the workers hosting the program.
8. Indoor programming will resume following covid prevention and contact tracing protocols including client transportation and shopping under the approval of the department manager.
9. Band Employees are allowed to travel for band business to the three local districts where services are offered, Sudbury, Nipissing, and Timiskaming Districts or in special circumstances it must be approved by the department manager.
10. Medical Transportation services will resume with measures and modifications as per the community Holiday Memo date Dec. 14, 2021.
11. Shuttle services are available until freeze-up (Shuttle services will be assessed daily from Dec. 21-23, 2021). Covid-19 prevention measures in place. Sanitizer and masks are required.
12. Catered events are permitted with no buffet style.
13. Covid rapid testing is operational at the clinic, see (Holiday Schedule) residents and staff are strongly encouraged to utilize this service. If you are showing any symptoms or have been potentially exposed to the virus, we encourage you to follow the 1-4-7 Rapid Testing Regime or self-isolate for 14 days.
14. The Laura McKenzie Learning Centre is open to on Island learners and follow the policies outlined by the BIEA and the BCR.
15. The Tillie Missabie Family Centre is open for on Island children and follow the policies as outlined in the BCR and the Ministry of Education.
16. Police Services are available and will enforce the no trespassing order.
17. Emergency/ Essential Services are available.
18. Visits to Elders or individuals with underlying health issues shall be avoided where reasonably possible except for those who have limited mobility and cannot clean their own residence. Workers will follow all of the safety precautions and sanitizing protocols when entering a client's home. Groceries and supplies shall be delivered to such persons without direct contact or entry to their residences where reasonably possible.

Temporary Effectiveness

As per Council **MOTION #2021-1216-007** passed on December 16, 2021, this BCR will remain in force until January 14, 2022, unless that time period is extended or abridged by a resolution by Council.

Motion #2021-1216-007

Motion to execute BCR 2021 058 as read into the record.

Moved by Councillor Douglas H. McKenzie

Seconded by Councillor Tom Mathias

0 Abstentions

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0 Opposed

CARRIED

Noted for the record that Councillor Jamie Saville rejoined the meeting at 2:14pm.

It is noted that seven (7) employees who are opposed to the TFN Vaccination Policy were present. Chief & Council agreed upon hearing their concerns and gave them 30 minutes to do so. Noted, Chief & Council discussed this further once employees left the meeting. Noted, the mover and seconder agreed to amend the agenda to accommodate the employees in attendance.

Noted, Councillor Douglas H. McKenzie suggested that the grievance process be followed.

8. LANDS & RESOURCES DEPARTMENT

Noted, Alexandra Clarke, Climate Change Researcher was in attendance to present the Staff Reports for Lands & Resources.

8.1 Staff Report re: INFORMATION Ontario Trillium Foundation – Resilient Communities Fund – Noted for the record.

8.2 Staff Report re: INFORMATION EMP Update – Noted for the record.

8.3 Staff Report re: INFORMATION Indigenous Centre for Cumulative Effects – Noted for the record.

8.4 Staff Report re: INFORMATION Laidlaw Foundation – Noted for the record.

8.5 Staff Report re: INFORMATION December 8th, 2021: New Age Metals Community Information Sessions – Noted for the record.

Noted for the record that Councillor Jamie Saville left the meeting.

8.6 Staff Report re: First Nation Guardians Initiative 2022-2023 + BCR 2021 059

Noted for the record that BCR 2021-059 was read into the record.

Be it resolved that the Chief and Council approve the application to First Nation Guardians Initiative 2022-2023 up to \$250 000, for the purpose of:

1. Establishing routine and increased environmental monitoring on n'Daki Menan
2. Increasing community capacity through mentorship, educational experiences, and hands-on experiences
3. Create meaningful employment opportunities within the community
4. Increase Temagami First Nation's presence on the land
5. Collect, preserve and utilize Traditional Ecological Knowledge

Motion #2021-1216-008

Motion to execute BCR 2021 059 as read into the record.

Moved by Councillor Douglas H. McKenzie

Seconded by Councillor Tom Mathias

0 Abstentions

0 Opposed

CARRIED

8.7 Staff Report re: Aboriginal Fund for Species at Risk + BCR 2021 060

Noted for the record that BCR 2021-060 was read into the record.

Be it resolved that the Chief and Council approve the application to Environment and Climate Change Canada's Aboriginal Fund for Species at Risk in the amount of up to \$150 000 over a 3-year period for the purposes of engaging in habitat protection, conservation and recovery for target species at risk within n'Daki Menan.

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Motion #2021-1216-009

Motion to execute BCR 2021 060 as read into the record.

Moved by Councillor Michael Paul

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Opposed

CARRIED

Noted, Alexandra Clarke, Climate Change Researcher left the meeting.

8.8 Staff Report re: TFN Small Business Grants

Noted, the Executive Director presented the Staff Report re: TFN Small Business Grants.

Noted for the record that Chief Moore-Frappier declared herself in conflict and in the absence of 2nd Chief John McKenzie, Council wanted to affirm the recommendation as to expedite the process due to an extended waiting period and Councillor Joseph Katt was the proxy.

Motion #2021-1216-010

Motion to approve the 2021-2022 Small Business Grant Applications as recommended by the Economic Development Committee.

Moved by Councillor Tom Mathias

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Opposed

CARRIED

10. INFRASTRUCTURE DEPARTMENT

10.1 Staff Report re: 2021-2022 On-Reserve Housing Targeted Funds Allocation Approval New Housing Construction (2 Units) CRLOC

Noted, the Executive Director presented the Staff Report re: 2021-2022 On-Reserve Housing Targeted Funds Allocation Approval New Housing Construction (2 Units) CRLOC.

Motion #2021-1216-011

Motion to defer the Staff Report re: 2021-2022 On-Reserve Housing Targeted Funds Allocation Approval New Housing Construction (2 Units) CRLOC as more information is needed.

Moved by Councillor Tom Mathias

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Opposed

CARRIED

10.2 Staff Report re: COP

Motion #2021-1216-012

Motion to defer the Staff Report re: COP as more information is needed.

Moved by Councillor Michael Paul

Seconded by Councillor Tom Mathias

0 Abstentions

0 Opposed

CARRIED

10.3 Staff Report re: Purchase of Solid Waste Equipment + BCR 2021 061

Noted for the record that BCR 2021 061 was read.

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Whereas, Temagami First Nation is submitting a Proposal to Indigenous Service Canada (ISC) for Solid Waste minor capital application for the purchase of a new compactor container for \$50,570.85 and specialized trailer for \$72,079.00 From Metro Compactor Service Inc.

Whereas, Temagami First Nation agrees purchase the required equipment with the funding under the solid waste dollars provided by Indigenous Services Canada

Therefore, be it resolved that Temagami First Nation Chief and Council support the request for the Purchase of the Solid Waste equipment submitted by Derek Laronde, Community Infrastructure Manager on behalf of Temagami First Nation.

Motion #2021-1216-013

Motion to execute BCR 2021 061 as read into the record.

Moved by Councillor Michael Paul

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Opposed

CARRIED

10.4 FYI: Draft Housing Policy – Noted for the record.

10.5 FYI: Contractor’s Camp Briefing

Motion #2021-1216-014

Motion to support the selling of the Contractor’s Camp through the process outlined in the Financial Policy.

Moved by Councillor Tom Mathias

Seconded by Councillor Michael Paul

0 Abstentions

0 Opposed

CARRIED

Noted, timeliness on this matter is needed as the ice road will need to be in place in order for the Contractor’s Camp to be removed from Bear Island.

Regular Council Meeting:

Present: Chief Shelly Moore-Frappier, 2nd Chief John McKenzie, Councillor Roxane Potts, Councillor Tom Mathias, Councillor Michael Paul

Regrets: Councillor Douglas H. McKenzie, Councillor Jamie Saville, Councillor Joseph Katt

Staff: Robin Potts, Executive Director

Recorder: Megan Douglas, Executive Assistant

11. EFR DISCUSSION

Noted, the EFR team was discussed, and it was also noted that no applications have been received for the Fire Chief position via email.

Noted for the record that the Fire Chief position will be posted again and the members that have applied will be reached out to.

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12. FINANCE DEPARTMENT

12.1 Staff Report re: ISC Amending Agreement #42 & #43

Motion #2021-1216-015

Motion to approve Amending Agreements #42 and #43 to Agreement #2021-ON-000084.

Moved by Councillor Michael Paul

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Opposed

CARRIED

12.2 Staff Report re: MSSCC Transfer Payment

Motion #2021-1216-0016

Motion to approve the MCCSS Transfer Payment Annual Reconciliation Report 2021.

Moved by Councillor Tom Mathias

Seconded by Councillor Michael Paul

0 Abstentions

0 Opposed

CARRIED

13. ROBIN POTTS, EXECUTIVE DIRECTOR

ADMINISTRATION MATTERS

13.1 ED REPORT

a) Annual Report 2020-2021

Noted for the record that the Executive Director presented the draft 2020-2021 Annual Report to Chief & Council.

Motion #2021-1216-017

Motion to accept the 2020-2021 Annual Report in principle with the understanding that it will be finalized once edits are completed.

Moved by 2nd Chief John McKenzie

Seconded by Councillor Michael Paul

0 Abstentions

0 Opposed

CARRIED

b) Approval of Invoice above ED limit (OYEP)

Motion #2021-1216-018

Motion to approve the Dexterra invoice in the amount of \$189,788.97 for the OYEP/TFN Service Agreement.

Moved by Councillor Tom Mathias

Seconded by Councillor Michael Paul

0 Abstentions

0 Opposed

CARRIED

13.2 DMLRC Discussion

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Noted for the record that the Executive Director presented the administrative impacts of the DLMRC on Temagami First Nation.

Noted, discussion took place surrounding the vaccination policy applying to the DMLRC.

14. JOINT COUNCIL CONTINUED

Noted for the record that BCR 2021-063 was read into the record.

WHEREAS: Temagami First Nation (“Temagami”) has retained the Specific Claims Research Centre and First Peoples Law LLP (“FPL”) to conduct its Specific Claims work.

BE IT RESOLVED:

1. For the purpose of Specific Claims research, Temagami authorizes the Specific Claims Research Centre c/o 6th Floor, 73 Water Street, Vancouver, British Columbia, V6B 1A1, and FPL, or any researcher retained by the Specific Claims Research Centre or FPL, to have access to, review and photocopy all records pertaining to Temagami and its reserves, including trust account records.
2. Temagami hereby authorizes and directs that work be commenced on January 1, 2022 on its Reserve Land Specific Claim.

Motion #2021-1216-019

Motion to execute BCR 2021-063 as read into the record.

Moved by Councillor Michael Paul

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Opposed

CARRIED

15. IN-CAMERA SESSION

Motion #2021-1216-020

Motion to go into in-camera session.

Moved by Councillor Tom Mathias

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Opposed

CARRIED

Motion #2021-1216-027

Motion to go out of in-camera session.

Moved 2nd Chief John McKenzie

Seconded by Councillor Michael Paul

0 Abstentions

0 Opposed

CARRIED

16. ANY MATTER A RESIDENT WISHES TO RAISE:

N/A

17. COMMUNITY MEETING DISCUSSION

18. CORRESPONDENCE:

18.1 K. Laronde Letter

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Noted for the record that Katie’s letter was received, read, and discussed. Noted, a letter of receipt will be sent Katie and the Youth Committee will be tasked with the developing a Code of Conduct for Community Meetings.

18.2 Message from Deputy Minister Rolf von den Baumen-Clark, Northern Development, Mines, Natural Resources and Forestry – Noted for the record.

18.3

18.3 2022-2023 Call Letter for Proposals - Lands and Economic Development Programs – Noted for the record.

19. MEETING REPORTS

19.1 Chief’s Report – Noted for the record.

20. UPCOMING MEETINGS

20.1 Next Regular Council Meeting: January 6, 2022

20.2 Community Meeting: January 15, 2022

20.3 Joint Council: TBD

20.4 Other Meetings:

21. MOTION TO ADJOURN

Motion #2021-1216-028

Motion to adjourn the meeting.

Moved by Councillor Tom Mathias

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Opposed

CARRIED

22. CLOSING PRAYER

Noted, Chief Shelly Moore-Frappier offered the closing prayer.

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 February 10, 2022.



Chief Shelly Moore-Frappier

Dated this 15th day of February 2022.

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