

TEMAGAMI FIRST NATION MINUTES

Administration Session 1pm
Regular Council Meeting 7pm
Via Zoom
February 24, 2022

Administration Session:

Present: Chief Shelly Moore-Frappier, 2nd Chief John McKenzie, Councillor Douglas H. McKenzie, Councillor Jamie Saville, Councillor Joseph Katt, Councillor Michael Paul

Regrets: Councillor Roxane Potts, Councillor Tom Mathias

Recorder: Megan Douglas, Executive Assistant

1. OPENING MEETING

Motion #2022-0224-001

Motion to open the meeting at 1:15pm.

Moved by Councillor Douglas H. McKenzie

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

2. OPENING PRAYER

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

3. ADOPT AGENDA

Motion #2022-0224-002

Motion to adopt the agenda as amended.

Moved by Councillor Michael Paul

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

4. MINUTES

4.1 2022 02 10 RCM

Motion #2022-0224-003

Motion to adopt the minutes of 2022 02 10 RCM as amended.

Moved by Councillor Michael Paul

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

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Motion #2022-0224-004

Motion to agree that going forward, Council donations to TFN Members shall be made personally and will not go through Temagami First Nation's Administration/Finance department.

Moved by Councillor Douglas H. McKenzie

Seconded by Councillor Jamie Saville

0 Abstentions

0 Oppositions

CARRIED

Noted for the record that the Finance Manager will be made aware of the above-noted motion.

5. LANDS & RESOURCES

5.1 Staff Report re: RRS (Resource Revenue Sharing) and MNDMNRF + BCR 2022-009

Noted for the record that Jeff Barton, DMLRC General Manager, Mike Molyneaux, Acting Lands & Resources Director and Vicky Blake, Finance Manager are present at 1:55pm to discuss the Staff Report regarding Resource Revenue Sharing.

Noted for the record that this matter will be brought forward at the 7pm session after it is shared and discussed with TAA Chief Leanna Farr and TAA 2nd Chief John Turner.

Noted for the record that Jeff Barton, DMLRC General Manager, Mike Molyneaux, Acting Lands & Resources Director and Vicky Blake, Finance Manager left the meeting at 2:26pm.

Noted for the record that Councillor Jamie Saville was ready to proceed with this motion at this time and that Councillor Douglas H. McKenzie agreed with Councillor Saville.

6. PANDEMIC

Motion #2022-0224-005

Motion to go into in-camera session.

Moved by Councillor Jamie Saville

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Oppositions

CARRIED

Motion #2022-0224-006

Motion to go out of in-camera session.

Moved by Councillor Michael Paul

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

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Motion #2022-0224-007

Motion to accept the amendments to the Vaccine Policy as presented by Marlene Waterston, HR Consultant in principle once vetted by legal counsel.

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

0 Abstentions

0 Oppositions

CARRIED

Noted for the record that Chief & Council discussed that the Health Service Manager identify a point person to assist with the rolling out of the Work Transition Planning.

Noted for the record that the pandemic report was presented by Chief Moore-Frappier in the absence of the Executive Director.

Noted for the record that BCR 2022-008 was read into the record.

Do hereby resolve that as of Friday, February 25, 2022, the community of Bear Island is moving out of RED ALERT and into **PROTECTIVE MEASURES**.

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

WHEREAS the Covid 19 situation is changing very rapidly. Omicron, is now the dominant strain of COVID-19 in Ontario and is highly transmissible.

WHEREAS TFN is moving to PROTECTIVE MEASURES until March 11, 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 Protective Measures:

1. Under the rules of law, a strict No-Trespassing restriction will remain in effect. Exemptions will be made for; patrons to the Pier Market, Northstar Building, Temagami First Nation Citizens and their significant others, Teme-Augama Anishnabai Citizens and their significant others, community residents, off-island TFN essential service staff and those in need of emergency medical care.
2. The wearing of masks and hand-sanitizing is mandatory in all indoor public places.
3. Community residents are encouraged to remain in their household bubble.
4. Band owned buildings are closed to the public until further notice with the exception of essential services.
5. All employees are to work remotely with the exception of essential workers.
6. Food security program is operational bi-weekly.
7. Medical Transportation services will be limited until further notice. For emergency call 9-1-1.
8. Limit indoor gatherings to 10 people, limit outdoor gatherings to 25 people from as few households as possible.
9. The LMLC will remain closed with virtual learning.
10. The daycare will remain closed with virtual programming.
11. For those who have travelled outside of the community recently, it is recommended they receive a rapid test upon return.
12. Covid rapid testing is operational at the clinic, residents and staff are strongly encouraged to utilize this service. If you are showing any symptoms or have been potentially exposed to the covid-19 virus, we encourage you to follow the 1-3-5-7 Rapid Testing Regime and/or self-isolate for 10 days.
13. Police Services are available and will enforce the no trespassing order.
14. Emergency/Essential Services are available.

Temporary Effectiveness

As per Council **MOTION #2022-0224-008** passed on February 24, 2022, this BCR will remain in force until March 11, 2022, unless that time period is extended or abridged by a resolution by Council.

Motion #2022-0224-008

Motion to execute BCR 2022-008 as read into the record.

Moved by 2nd Chief John McKenzie

Seconded by Councillor Joseph Katt

1 Abstention

0 Oppositions

CARRIED

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Noted for the record that Councillor Douglas H. McKenzie abstained from the above-noted motion.

Noted for the record Chief & Council recessed until 7pm.

Regular Council Meeting:

Present: Chief Shelly Moore-Frappier, 2nd Chief John McKenzie, Councillor Douglas H. McKenzie, Councillor Jamie Saville, Councillor Joseph Katt, Councillor Michael Paul

Regrets: Councillor Roxane Potts, Councillor Tom Mathias

Recorder: Megan Douglas, Executive Assistant

7. LANDS & RESOURCES, CON'T:

7.1 Briefing Note re: Overland Pipeline Regulation Review IAA + BCR 2022-009

Noted for the record that BCR 2022-009 was read into the record.

Be it resolved that the Chief and Council approve the application to accept funding from the Impact Assessment Agency of Canada in the amount of \$12,000 for the purpose of participating in the Onshore Pipelines Regulation Review under the Impact Assessment Agency's Policy Dialogue Program.

The Chief and Council authorize Temagami First Nation to enter into a Contribution Agreement with the Impact Assessment Agency; designate the duly authorized signatory(ies) to be the Chief of Temagami First Nation, Executive Director, or Finance Manager, on behalf of Temagami First Nation, for the purposes of signing the application for funding, the Contribution Agreement, or any other documents required under the Contribution Agreement; and authorize Vicky Blake, Finance Manager to manage the funds, the expense claim process and to receive the payment cheque in relation to the Contribution Agreement.

Motion #2022-0224-009

Motion to execute BCR 2022-009 as read into the record.

Moved by Councillor Douglas H. McKenzie

Seconded by Councillor Joseph Katt

0 Abstentions

0 Oppositions

CARRIED

8. FINANCE

8.1 Staff Report re: 3rd Quarter Financial Report

Motion #2022-0224-010

Motion to accept the 21/22 3rd Quarter Financial Report.

Moved by Councillor Douglas H. McKenzie

Seconded by Councillor Michael Paul

0 Abstentions

0 Oppositions

CARRIED

The draft minutes of the Finance & Audit Committee meeting of February 8, 2022, were noted for the record.

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8.2 Staff Report re: Accounts

Motion #2022-0224-011

Motion to approve the Accounts Payable listing.

Moved by Councillor Michael Paul

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

8.3 Staff Report re: 2022-02-24 ISC Amgt 50

Motion #2022-0224-012

Motion to approve Amending Agreement #50 under Agreement #2021-ON-000084.

Moved by Councillor Douglas H. McKenzie

Seconded by Councillor Michael Paul

0 Abstentions

0 Oppositions

CARRIED

NOBA #23 was noted for the record.

12. IN CAMERA SESSION

12.1 IN-CAMERA MINUTES

Motion #2022-0224-013

Motion to go into in-camera session.

Moved by Councillor Jamie Saville

Seconded by Councillor Michael Paul

0 Abstentions

0 Oppositions

CARRIED

Motion #2022-0224-015

Motion to go out of in-camera session.

Moved by Councillor

Seconded by Councillor

0 Abstentions

0 Oppositions

CARRIED

13. LANDS & RESOURCES

13.1 Staff Report re: RRS (Resource Revenue Sharing) and MNDMNRF + BCR 2022-011

Noted for the record that TAA Chief Leanna Farr, TAA 2nd Chief John McKenzie and Bruce McIvor of First Peoples Law were present.

Noted for the record that concerns were raised with respect to the TAA not be mentioned on the draft BCR that was provided to the TFN Council; this amendment was made to the BCR.

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Bruce McIvor noted that there is no downside to submitting the BCR as it is simply working towards negotiating the agreement, not committing to it.

Noted for the record that Bruce McIvor left the meeting at 8:55pm.

Noted for the record that a Joint Council Meeting will be called for Sunday, January 27, 2022 at 7pm to discuss the plan for Resource Revenue Sharing and negotiations.

Noted for the record that BCR 2022-011 was read into the record.

Do hereby resolve:

WHEREAS Temagami First Nation (TFN) participated in the development of a pilot project with the Ministry of Natural Resources and Forestry (now called Ministry of Northern Development, Mines, Natural Resources and Forestry and hereafter referred to as **MNDMNR** or **“the Ministry”**) related to Resource Revenue Sharing (RRS), and;

WHEREAS MNDMNR entered into RRS agreements with Wabun Tribal Council and other parties effective April 30, 2018 that excluded the Temagami First Nation, and;

WHEREAS TFN has repeatedly expressed its aspiration to enter into a Resource Revenue Sharing agreement, and;

WHEREAS By way of email correspondence as attached from Priya Tandon, (Director, Strategic and Indigenous Policy Branch, MNDMNR) dated February 18, 2022, the Ministry has indicated that a Resource Revenue Sharing agreement could be put in place with the Temagami First Nation as per “Option Two” that would enable sharing of Provincial revenues beginning with the 2021-22 fiscal year subject to the receipt of a Band Council Resolution “as soon as possible to conclude a draft RRS Agreement by February 25th, 2022), and;

WHEREAS TFN recognizes the significant loss of revenue as a result of exclusion from the agreement for the fiscal years commencing April 1, 2018 and concluding March 31, 2021 and will continue to communicate with the Ministry related to appropriate compensation, and:

WHEREAS Temagami First Nation (TFN) and Teme Augama Anishinabai (TAA) work jointly on matters pertaining to defending and exercising our inherent rights throughout n’ Daki Menan.

THEREFORE: Temagami First Nation agrees to enter into negotiations with MNDMNR with the objective of concluding a Resource Revenue Sharing Agreement effective April 1, 2021.

Motion #2022-0224-016

Motion to execute BCR 2022 011 as read into the record.

Moved by Councillor Jamie Saville

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Oppositions

CARRIED

Noted for the record that TAA Chief Leanna Farr and TAA 2nd Chief John Turner left the meeting at 9:08pm.

14. IN CAMERA SESSION

Motion #2022-0224-017

Motion to go into in-camera session.

Moved by Councillor Michael Paul

Seconded by Councillor Jamie Saville

0 Abstentions

0 Oppositions

CARRIED

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Motion #2022-0224-018

Motion to go out of in-camera session.
Moved by Councillor Michael Paul
Seconded by 2nd Chief John McKenzie
0 Abstentions
0 Oppositions
CARRIED

15. COMMUNITY INFRASTRUCTURE

15.1 Staff Report re: Solar Project + BCR

Noted for the record that the above-noted matter will be sent back to the Community Energy Champion and Community Infrastructure Manager for further clarification.

16. OTHER BUSINESS:

Noted for the record that the Contractor's Camp was discussed, and it was determined that Chief & Council are in agreement that the camp should be removed from the island as it is taking up valuable space; Chief Moore-Frappier will advise the Finance Manager to send the tender to the programs.

17. ADMINISTRATION MATTERS

17.1 Chief & Council AFOA Applications - Noted for the record.

17.2 Tobacco Retailer Agreement

Noted for the record that the Tobacco Retailer Agreement was discussed with respect to Economic Development within the community.

Motion #2022-0224-019

Motion to execute the Tobacco Retailer Agreement for the 2022/2023 Fiscal Year.
Moved by Councillor Jamie Saville
Seconded by Councillor Douglas H. McKenzie
0 Abstentions
0 Oppositions
CARRIED

18. JOINT COUNCIL DISCUSSION

18.1 Memo re: Guy Ginter – *Previously Tabled*

Motion #2022-0224-020

Motion to make Negotiations Consultant, Guy Ginter, a designate with a signing limit of \$15,000.
Moved by Councillor Douglas H. McKenzie
Seconded by Councillor Michael Paul
0 Abstentions
0 Oppositions
CARRIED

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Noted for the record, as per the Teme-Augama Anishnabai (TAA) Chief & Council's request, TFN is supportive of the hiring of administrative support as well as website development.

19. IN CAMERA SESSION

Motion #2022-0224-021

Motion to go into in-camera session.

Moved by Councillor Jamie Saville

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Oppositions

CARRIED

Motion #2022-0224-023

Motion to go out of in-camera session.

Moved by Councillor Jamie Saville

Seconded by Councillor Douglas H. McKenzie

0 Abstentions

0 Oppositions

CARRIED

Motion #2022-0224-024

Motion to have the Social Services Manager report directly to the Executive Director and the amendment reflected in the TFN Organizational Chart as per the recommendation from Trendline.

Moved by Councillor Jamie Saville

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

20. CHIEF'S REPORT – Noted for the record.

21. CORRESPONDENCE:

21.1 Community Member Letter re: Alternative Heating

Noted for the record. Chief Moore-Frappier will advise the Community Infrastructure Manager, Housing Supervisor and Community Energy Champion to look into alternative heating for the community when it is required due to power outages.

21.2 AFN National Homelessness Action Plan – Noted for the record.

21.3 MTO Letter – Noted for the record.

22. PORTFOLIO HOLDER REPORTS

Noted for the record that the importance Council members of actively participating in the committees that they are portfolio holders for was discussed.

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23. UPCOMING MEETINGS

- 23.1 Next Regular Council Meeting: March 10, 2022
- 23.2 Community Meeting: TBA
- 23.3 Joint Council: Sunday, February 27, 2022
- 23.4 Strategic Planning Final Session: March 8, 2022

24. MOTION TO ADJOURN

Motion #2022-0224-025

Motion to adjourn at 11:35pm.

Moved by Councillor Jamie Saville

Seconded by 2nd Chief John McKenzie

0 Abstentions

0 Oppositions

CARRIED

25. CLOSING PRAYER

ACTION ITEMS:

1. **Chief Moore-Frappier** will advise the Community Infrastructure Manager, Housing Supervisor and Community Energy Champion to look into alternative heating for the community when it is required due to power outages.
2. Contractor's Camp was discussed, and it was determined that Chief & Council agree that the camp should be removed from the island as it is taking up valuable space; **Chief Moore-Frappier** will advise the Finance Manager to send the tender to the programs.

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 March 10, 2022.



Chief Shelly Moore-Frappier

Dated this 14th day of March 2022.