

**Fishing Lake Metis Settlement
Regular Council Meeting Minutes
October 17th & 18th, 2017
9:00a.m.
Council Chambers**

Council Present: Herb Lehr, Chairman
Wayne Daniels, Vice Chair
Kristen Lindsay, Secretary/Treasurer
Monica Cardinal, Councillor
Travis Daniels, Councillor

Administration Present: Ryck Chalifoux, Administrator
Desiree Lacombe-Cardinal, Recording Secretary

Call Meeting to Order: 9:03a.m.

Vice Chair Wayne Daniels led the Opening Prayer

MOTION#FLMSRCM391/17

Move to adopt the October 17, 2017 Regular Council Meeting Agenda.

Wayne Daniels/Monica Cardinal

4/0/0

CARRIED

MOTION#FLMSRCM392/17

Move to adopt the September 5th, 2017 Regular Council Meeting Minutes with corrections as noted

Kristen Lindsay/Monica Cardinal

4/0/0

CARRIED

Business Arising from the September 5th, 2017 Regular Council Meeting Minutes

Page.1- Public Works Mower that was purchased, Vice Chair Wayne is concerned with the style of mower that was purchased, unsure of the cost but it's small for the work load public works has, and Vice Chair would like to know if the mower was fixed?

Page.1- Councillor Travis would like clarity on employees taking contracts while already employed with the settlement, Administrator notifies council of the change being made in the Human Resource Policy; with employees not taking contracts while employed with the Fishing Lake Metis Settlement.

Page.2- Councillor Travis would like to know about members applying for land while still currently on probationary period?

Page.2- How many residents are currently in the lodge? Administrator notifies council that he does not oversee lodge and he does not currently know how many residents there are.

Page.3-Councillor Monica would like to know if financial problems with the GST have been handled. Administrator notifies councillor that the financial problems with the GST have been corrected.

Page.4-Secretary/Treasurer Kristen would like council to look into the affidavits, Chairman Herb notifies council that it is a really hard thing to do, Councillor Travis lets council know even if Land and Membership did a workshop

Page.4- vice Chair Wayne; we need to look into Business Licenses and take a look at what is coming back into our community.

Page.4- Chairman would like to know if this consultant is still working in the Fishing Lake Metis Settlement, as of right now yes the consultant is still working in the Fishing Lake Metis Settlement.

Page.5- Remuneration Policy; Administrator lets council know the policy is very unclear and must be looked at by this council.

Page.5- was a letter sent to family in regards to **MOTION#FLMSRCM363/17?**

Page.6- The Bylaw for Marcella McLean will this be going to the General Meeting, once it has 1st and 2nd reading it will go to the General Meeting for vote.

Page.6-Councillor Travis would like to bring back the history of the land in the settlement and how you properly do things.

Page.7- the Members that have been removed from the membership list what is the process for this?

BREAK @10:04a.m.

Reconvene@ 10:12a.m.

Page.8- vice Chair Wayne does not agree with all business license, this is something we must look at.

Page.9- Setting money aside for field trips, Cross Jurisdictional Liaison she will be able to give council an update on what is happening in her department.

Page.10- whom was it having housing issues? When the member signed his agreement it was in the agreement that the home was as is.

Page.11- Water Plant Trainee? Will there be a trainee in the future?

Part of the LTA was proper training for the water plant, the Water Treatment Plant Operator would like a trainee.

Page.11- The insurance coverage for all settlement members what is this cost? Council would like the actual figures for the cost of insurance for all settlement members Councillor Travis suggests getting two or three quotes for the cost of this.

Page.11- Chairman would like Administrator to look into restocking the lakes with fish, making sure that proper research is taking place in this process.

Councillor Travis suggests working with Frog Lake Chief and Council on Frog Lake and restocking the lake with fish.

Finance Director- Nicole Durocher joins meeting @ 10:26a.m.

Chairman would like to do a walkthrough in the New Administration Building.

Chairman would like it noted that there is a lot of members in the community with experience in construction that could have worked on the construction of the new administration building. Councillor Travis would've liked to see a holdback on this.

There has been about 1.4 million paid towards the building formula for the new administration building.

MOTION#FLMSRCM393/17

Move to transfer \$19,075.02 from Notice of Demand Account#00707344500 to Main Account#00594793600 to cover building costs.

Kristen Lindsay/Wayne Daniels

4/0/0

CARRIED

MOTION#FLMSRCM394/17

Move to transfer \$297,808.00 from Main Account#00594793600 to Utility Stabilization Account#00617032300.

Kristen Lindsay/Monica Cardinal

4/0/0

CARRIED

MOTION#FLMSRCM395/17

Move to cut Receiver General in the amount of \$75,085.27.

Travis Daniels/Kristen Lindsay

4/0/0

CARRIED

MOTION#FLMSRCM396/17

Move to Pay GENMEC ACL progress payment #12 in the amount of \$431,510.00.

Wayne Daniels/Kristen Lindsay

4/0/0

CARRIED

MOTION#FLMSRCM397/17

Move to approve fifteen (15) Community Fund loans for members needing help with utility loans.

Travis Daniels/Kristen Lindsay

4/0/0

CARRIED

MOTION#FLMSRCM398/17

Move to approve a Community Fund medical loan in the amount of \$400.00 for Brian Taylor.

Monica Cardinal/Wayne Daniels

4/0/0

CARRIED

Council new travel lines \$60,000.00 for 5 council members would chair like to split this \$60,000.00 upon the five of the council members?

Councillor Travis would like to split the amount between the five

Move \$10,000.00 to each councillors sub class and leave \$10,000.00 as slush money.

Finance Director Exits @ 11:17a.m.

Community Programs Director- Ann Fayant joins meeting @ 11:18a.m.

Community Programs Director would like to speak to council in regards to the Health Board, she has worked with the Health Board for about 4 years now and it is very dear to her heart. Chairman lets director know that there are no harsh feelings, but they went with the LTA and appointed a board member from council to sit on the Health Board.

Ann will be there to help out the board member with the health board and help with the transition.

Administrator suggests Kristen attend with Ann, to see what it all entails and what the Metis Settlements Health Board is all about.

Community Services Director notifies council of sitting on the Bonnyville Rehab Board for two years, is it something council would like her to continue?

Vice chair Wayne asks if there is a need for political back up on the board, Director notifies council if there is a need for council to sit on the board she will let council know.

MOTION#FLMSRCM399/17

Move to have Ann Fayant maintain the status of a board member on the Bonnyville Rehab Board

Wayne Daniels/Kristen Lindsay

4/0/0

CARRIED

Community Services exits @ 11:30a.m.

Oil & Gas- Garry Parenteau Enters Chambers @ 11:32a.m.

Utility Stabilization Program

Each year the Council does a resolution to approve budgeted amounts for distribution of funds for utility stabilization. In 2010 base funds were negotiated with CNRL for a five year program. This funding has ceased however other funds gave enabled the extension of the program for direct membership benefits, these funds will be substantially lower for upcoming years.

CNRL

- 1. Compensation Rate** policy set by FLMS in 2015 is not agreed to nor is it being paid by CNRL. This has put all their files in arrears, and members who receive compensation not paid their balance.
- 2. 2-30-57-2-4 Solution Gas Pipeline** to 3-30-57-2-4 Crescent Point location to Alta Gas Pipeline. This is for solution gas being put directly into a sales line, there is no agreement for a direct sales between CNRL/FLMS, there is a verbal in-field use of solution gas which was to have a written Solution Gas Agreement gas allowed major savings for the past 4 years to CNRL by cancellation of their propane contract and services to each lease location, there is no return to the settlement. No additional leases were built based on savings.

3. **16-6-57-2-4** sump location that was under reclamation was re-entered as a production location and three wells were drilled. A solution gas pipeline was requested and denied. CNRL will not pay for compressors on lease locations.
4. **Trespass on 1-24-57-1-4** CNRL does not have access road from the point of their access on section 13 to the Crescent Point lease at 11-13-57-1-4. Because of the rate dispute in 2015 a propose road construction was not able to enter into to enable building, this lease is still producing without CNRL access.
5. **Compressors-** CNRL is of the opinion that AER as they apply off settlement are the same on settlement although each of their access agreements and schedules state differently. CNRL takes the view that compressors under 99 horsepower do not require license by the AER and no compensation is payable.
FLMS takes the view that compressors are required to move the solution gas from lease to lease for infield use for CNRL's benefit. Any excess solution gas exported is to be metered at the boundary, to date there has been ZERO sales reported. All these compressors are less than 99 horsepower and are required to move solution gas.
6. **Reclamations-**FLMS requested a reclamation plan for old CNRL leases, no response for more than six months. Specific sites have had over 4 years with numerous excuses, 6-5-57-1-4.
7. **Maintenance-** Minimum lease maintenance is done by CNRL on producing leases, and none on dormant leases.

Husky

Husky is planning a cut and cap project for the winter of 2017-2018 in the Hanging Water/McBeth Lake area. This has been reviewed for the past several months and winter access with ice bridges is the only access available (weather permitting with -40 for extended periods.) Husky and FLMS representatives had several meetings to date to discuss the project. We want to maximize the local work contractors and workforce as well as meet Husky safety programs. Once a scope of work is established and equipment requirement identified, locals will be notified and a meeting to establish safety programs for interested contractors will be set.

Crescent Point

Mostly up to date, odds and ends for amending compensation, future RCM.

There is a cut and cap proposed for 16-36-57-2-4, but the road at the cowboy shack needs to be repaired first.

Harvest & SignAlta

Up to date.

Black Pearl

Outstanding clean-up issues. Some locations north of hamlet are co-owned by Fishing Lake and Black Pearl requires instruction on disposal of infrastructure and cost associated to clean up.

PINECLIFF

Pine cliff acquired interest of two locations from Conoco Phillip in the Moonshine area. These are non-producers that was a part of another off settlement deal between both parties (3-15-57-1-4 mostly built on by CNRL, and 9-4-58-1-4)

MOTION#FLMSRCM400/17

Move to approve the Utility Stabilization assistance program for distribution to members for \$382,808.00. Amongst 175 homes amounting to \$2,187.47 per home.

Kristen Lindsay/Monica Cardinal

4/0/0

CARRIED

Stacey LaBoucane Consultation Officer joins meeting @ 12:33p.m.

Consultation Officer presents the five council members with a binder containing

- Consultation Coordinator Job Description
- The Government of Alberta's Policy on Consultation with Metis Settlements on Land and Natural Resource Management 2015
- Metis Settlements General Council Consultation and Accommodation Protocol
- Metis Settlements Consultation Policy Review
- DRAFT Metis Settlements General Council and Government of Alberta Policy on Consultation with Metis Settlements on Land and Natural Resource Management, 2017

Discussions on policy changes, leases sitting and not being used.

Dealing with the abandonment of leases left by oil companies. Leaving these leases abandoned saves these oil companies money by them needing that land and not giving these lands back to the settlement.

Chairman would like to know if this council can ask you to talk to those different hunting parks to see whom you would speak to for our members would be able to take part on one of these hunts.

Consultation Officer-Stacey LaBoucane exits @ 12:58p.m.

BREAK @1:00p.m.

Reconvene Meeting @ 1:05p.m.

Land and Membership joins meeting @ 1:06p.m.

Chairman notifies land and membership clerk that he would like her to bring the map in council chambers to the General Meeting on October 18th, 2017

So that members can take a look and see where the discrepancies are and get some input from membership.

Levies how are these charged with wrongful land locations and which members hold them.

Section 75 & Section 76

Due to this still being under the act the land clerk still must follow, we follow the act with Bylaw Memberships and with obtaining a membership for the Fishing Lake Metis Settlement.

Darlene Drayton Land Registrar is requesting a meet and greet with the new council on November 6 or November 8th

We can meet with her but chair would like land clerk to compile all documents

That land registries

MOTION#FLMSRCM401/17

Move to have Land and Membership meet with council on the morning of November 6th, 2017 and then meet with Land Registries in afternoon

Kristen Lindsay/Travis Daniels

4/0/0

CARRIED

All letters sent from Land & Membership to terminated members must be through registered mail.

Probationary Periods if members have lived here their whole lives there must not have a probation period.

There are other stipulations put on probation periods it is up to the member to let the council know if there are any.

Chairman lets land clerk know that there are some major issues around residency

You are supposed to keep your own residence, if member came home to that residence he would be a residing member. If he had a house that would be completely different.

The Membership Policy coming from Metis Settlements General Council has already received 1st & 2nd reading and will now be coming to the membership for approval, input etc.

MOTION#FLMSRCM402/17

Move to hold in trust all lands parcels that we have been directed to remove from non-members by Land Registry (Members removed from list) to the Fishing Lake Metis Settlement.

Monica Cardinal/Travis Daniels

4/0/0

CARRIED

MOTION#FLMSRCM403/17

Move to give 1st reading of Membership By-Law FLMS006/2017 for Marcella McLean

Travis Daniels/Kristen Lindsay

5/0/0

CARRIED

MOTION#FLMSRCM404/17

Move to give 2nd reading of Membership By-Law FLMS006/2017 for Marcella McLean.

Travis Daniels/Wayne Daniels

5/0/0

CARRIED

Chair can vote on By-law

MOTION#FLMSRCM405/17

Move to post membership By-Law FLMS#006/2017 for Marcella Mclean for 14 days.

Kristen Lindsay/Monica Cardinal

5/0/0

CARRIED

Chair can vote on By-Law

Land and Membership exits @ 2:12p.m.

CNRL Liaison enters chambers @2:13p.m.

Informal meeting #1 October 18, 2017 @ 1:30p.m.

Informal meet & greet with Canadian Natural Resources

On the evening of the 26th or 27th

Chairman would like to meet with CNRL and learn what the intent CNRL has with our settlement.

The other topic chairman would like to see is a member put in her two weeks' notice due to not knowing she was able to take a leave from her position

How many pumpers have been on the 50/50?

BREAK @2:33p.m.

Reconvene@ 2:41p.m.

Economic Development Officer Joins meeting @ 2:41p.m.

Chairman Herb Lehr passes chair to Vice Chair Wayne Daniels @2:46p.m.

Chairman Herb steps out @ 2:47p.m.

Chairman lets Economic Development Officer that he would like upcoming business license holders to keep members of the fishing lake metis settlement in mind when looking for workers.

Wayne Daniels passes Chair Back to Herb Lehr @ 2:55p.m.

MOTION#FLMSRCM406/17

Move to approve 5V Enterprises Oilfield Consulting for a 2017 Fishing Lake Metis Settlement Business License from

Monica Cardinal/Kristen Lindsay

3/0/1

CARRIED

Herb Lehr Abstained

MOTION#FLMSRCM407/17

Move to approve AKO 858382 Alberta Ltd. for a 2017 Fishing Lake Metis Settlement Business License

Kristen Lindsay/Travis Daniels

3/0/1

CARRIED

Herb Lehr Abstained

MOTION#FLMSRCM408/17

Move to approve K-Par Oilfield Services for a 2017 Fishing Lake Metis Settlement Business License.

Kristen Lindsay/Monica Cardinal

3/0/1

CARRIED

Herb Lehr Abstained

MOTION#FLMSRCM409/17

Move to approve Fayant Oilfield Services for a 2017 Fishing Lake Metis Settlement Business License with the information provided as per policy.

Kristen Lindsay/Travis Daniels

3/0/0

CARRIED

Herb Lehr steps out @ 3:16p.m.

Herb Lehr Passed chair to Vice Chair Wayne Daniels

Herb rejoined meeting @ 3:34p.m.

Vice Chair Wayne passed chair back to herb @ 3:35p.m.

Administrator exits @ 3:40p.m.

Leslie Callioux joins meeting via conference call @ 3:36p.m.

*****DID NOT RECORD DUE TO FOIP ISSUES*****

Administrator rejoins meeting @ 3:54p.m.

Arnold Marira HR joins meeting @ 3:55p.m.

3:15p.m. Appointment

Human Resource Issue

****Not recording due to FOIP Issues****

Arnold Marira Exits chambers @ 2:49p.m.

Housing Leon Cardinal joins meeting @4:29p.m.

Secretary Treasurer Kristen exits due to perceived conflict @ 4:30p.m.

Priority Items

- Duplex Allocation
- Housing Committee Recommendation

Council back in the day used to visit the homes, and see what living conditions those members lived in.

Administrator lets council members know that four out of five of the previous council were in conflict of interest with the New Housing Selections and that is why it was recommended to the Housing Committee selection.

MOTION#FLMSRCM410/17

Move to go into camera

Wayne Daniels /Monica Cardinal

3/0/0

CARRIED

MOTION#FLMSRCM411/17

Move to come out of camera

Travis Daniels/Wayne Daniels

3/0/0

CARRIED

MOTION#FLMSRCM412/17

Move to select Terence Gladue for the Vacant Duplex.

Travis Daniels/Monica Cardinal

3/0/0

CARRIED

MOTION#FLMSRCM413/17

Move to TABLE Housing until further notice

Wayne Daniels/Monica Cardinal

3/0/0

CARRIED

Kristen Lindsay rejoins meeting @ 5:19p.m.

Justice-Tanya Fayant joins meeting @ 5:19p.m.

Chairman notifies Justice that council needs to deal with the most recent happenings and the crime in the community.

Justice lets chairman know that the detachment in Elk Point is severely under staffed, Our constables are not in our community, they are elsewhere.

Metis Settlements General Council needs to rekindle the Memorandum of Understanding between the Fishing Lake Metis Settlement and the RCMP.

Chairman would like dash cameras in the security vehicles. Another option is an RCMP detachment for both settlements

There is enough crime going around in all surrounding communities that we need a coalition for all surrounding communities to see if we can work together.

Fishing Lake & Frog Lake Detachment

Councillor Travis asks if there is money for more security.

There isn't enough money for what we have now.

We need to go back and see how much money we have put into the security that we have we should bill the government for the monies that we have paid out.

MOTION#FLMSRCM414/17

Move to accept the Emergency Disaster Contacts for the Fishing Lake Metis Settlement outlined as Administrator Designate #1, Chairman Designate #2, and Emergency Services Designate #3, and Justice Designate #4.

Wayne Daniels/Monica Cardinal

4/0/0

CARRIED

MOTION#FLMSRCM415/17

Move to direct the Justice and the Administration to draft a By Law for the removal of Membership, Programs & Services according to the Metis Settlements Act.

Wayne Daniels/Monica Cardinal

4/0/0

CARRIED

MOTION#FLMSRCM416/17

Move to recess until 9a.m. October 18th, 2017

Kristen Lindsay/Monica Cardinal

4/0/0

CARRIED

October 18, 2017 Regular Council Meeting Day 2

Monica Cardinal led the opening prayer

Reconvene October 18th, 2017 Regular Council Meeting @ 9:04a.m.

Administrator's Report

Chairman reads out the Administrator's Report

Administrator attached the Organizational Structure for the Administration

Running through the organizational structure with council.

Chairman would like to see the Organizational chart in the Administration Office, Communiplex and in council chambers.

Chairman makes it noted that the phones in the office should never be on voicemail, all calls should be answered in the Administration Office.

The Receptionist should be the Receptionist, not doing other jobs that take her away from communicating with membership properly.

Chairman thinks another thing that would be beneficial is when you look at public works that department alone takes up 20% of the budget, Chairman would like to see what percentage each department takes out of the budget.

One of the big things from the LTA is get as much money out of the members as you can.

Garbage Dumps conversations; what needs to happen, what is currently happening councillor Travis feels that there must be another garbage truck picking up the garbage that falls off the truck.

If a member is having a problem with a contract bring it in to the administration

Department Head Synopsis's

The packages that were given out were quite extensive

LTA Discussions- New Councillor Workshop will include bringing the new council up to date with what exactly is involved with the Long Term Agreement

Strategic Planning

Administrator suggests doing a strategic plan together

Create a team and learn how to work together successfully.

MOTION#FLMSRCM417/17

Move to Adjourn

Kristen Lindsay



Herb Lehr, Chairman



Ryck Chalifoux, Administrator