



Chiefs and Council Notes

For July 16, 2024

The following notes summarize the Chiefs and Council Regular Meeting held in Council Chambers at Úlús Community Complex on July 16, 2024. The meeting was called to order at 7:01 p.m.

Council Business

Land Use Referral Committee Terms of Reference

Lisa Pedrini, Land Use Referral Manager with Lands & Resources, presented on the updated Land Use Referral Terms of Reference (TOR).

Chiefs and Council approved the proposed revisions and format of the TOR.

Sea to Sky Community Services Protocol Agreement Update

Mary Czernick, General Manager, and Harriet Van Wart, Senior Consultant with Sheldon Tetreault Consulting, provided an update on the protocol agreement between Lílwat Nation and Sea to Sky Community Services (SSCS). SSCS is a not-for-profit organization that delivers services to Lílwat Nation citizens living within the Territory. The relationship needed repair, so staff of both organizations met to discuss how Lílwat citizens could be better served by the social service agency.

After reviewing the services and programs provided by SSCS, Chiefs and Council determined that the two governing bodies needed to meet again to review the protocol agreement before signing. It was also suggested that a tour of SSCS facilities and programs take place. Chiefs and Council asked that quarterly reporting, at least for the first year, be built into the protocol agreement.

BMO Loans Refinancing

Karen Mallon, Director of Finance, spoke on the issue of the First Nations Finance Authority (FNFA) taking on two loans that Lílwat Nation currently has with the Bank of Montreal (BMO). This refinancing will result in a better interest rate than the 7% currently being paid.

Chiefs and Council passed a motion in February 2024 to allow for this change. However, as of July 16, the loans were still with BMO as FNFA required a Band Council Resolution (BCR) and a Security Issuing Council Resolution (SICR) before being able to transfer the loans.

To facilitate this financial change, Chiefs and Council have approved *BCR #LN 003 Finance Agr. 2024.07.016 Refinancing* and the SICR.

Business Group Reporting

The Lílwat Business Group (LBG) did not complete their quarterly reporting in accordance with the Governance Agreement.

Bikadi MLG, Subsidy and HSP

Chiefs and Council voted to approve a Ministerial Loan Guarantee (MLG) to a maximum of \$236,967 with Royal Bank of Canada (RBC) and \$95,790 for Lílwat Nation members Katherine and Edwin Bikadi to

purchase a manufactured home as per the Nation's rent-to-own policy and process.

Lhpatq Councillor Maxine Bruce and *Nteqwk* Councillor Troy Bikadi abstained from voting, as this matter pertained to their family members.

Payments over \$100,000

Chiefs and Councils approved the payments of four invoices over \$100,000 issued by Murphy Construction Corp. on June 30, 2024:

1. Invoice # CSB-02-16 for \$432,375.03
2. Invoice # LWH-1-6 for \$157,604.28
3. Invoice #LTP-2-11 for \$162,274.93
4. Invoice #LSH-C0-3 for \$172,341.46

Cultural Community Facility Update

Nimtsvq Councillor James Williams provided Chiefs and Council with an update on the Cultural Community Facility that is part of the new *Lilwat 2030* strategic plan. Qaqawam Councillor Christopher Wells noted that he would like information about this project presented to the community as well.

Function Junction Financing Update

Áts'xsas CAO Kerry Mehaffey updated Chiefs and Council on the financing of the mixed residential/commercial development in Function Junction in Whistler being developed by Lilwat Business Group. In order to enter into

a long-term lease, the following three items need to be approved by a BCR:

1. Change from the originally approved partnership concept of "a 49-year lease" to "a 49-year partnership." LCAI owns the property and improvements.
2. Change to a 99-year lease where partnership units transfer after 49 years. (This change was reviewed and endorsed by legal counsel.)
3. Financing terms have been reviewed by the board of general partner and recommended for approval.
4. Subdivision approval is contingent on financing need to put security in place over "hard and soft" landscaping.

Chiefs and Council deferred a decision until further questions could be answered.

Transit Annual Operating Agreement and Fare Review

Chiefs and Council approved a motion to continue to support the on-going operation of the transit service and support the execution of the Annual Operating Agreement for 2024/2025 by the Village of Pemberton (VoP).

It was noted that the local transit service, which serves the Nation and VoP, is well used by community members.

The July 16, 2024 Chiefs and Council Regular Meeting was adjourned at 9:58 p.m.