

Qalipu First Nation
Council Meeting
March 21, 2020
1 Church Street, Corner Brook, NL
Community Room

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Welcome and Opening Prayer

The Council of Qalipu First Nation(QFN) held its regular meeting of Chief and Council at the Community Room, 1 Church Street. Council also held a meeting of the FNI to update individuals on Enrolment. Councillor Odelle Pike led the meetings with a prayer. The official QFN meeting began at 9:39 am. The meeting was closed to members of the public and special guests due to COVID-19 public health measures.

Attendance

The following members of Council and Staff were in attendance:

Name:	Position:
Mr. Brendan Mitchell	Chief
Mr. Keith Cormier	Western Vice-Chief
Mr. Randy Drover	Central Vice-Chief
Mr. Jasen Benwah	Councillor Port Au Port - Teleconference; joined at FNFMB
Mr. Brian Dicks	Councillor Corner Brook – Teleconference
Mr. Frank Skeard	Councillor Glenwood - Teleconference
Ms. Odelle Pike	Councillor Stephenville
Mr. Andy Barker	Councillor Exploits
Mr. Ivan White, SR	Councillor Flat Bay
Mr. Ivan J. White	Councillor St. George's
Mr. Calvin Francis	Councillor Gander Bay
Mr. Bernard White	Councillor Benoit's Cove
Ms. Jessica Saunders	Youth Representative - Teleconference
Mr. Keith Goulding (Staff)	Band Manager
Ms. Tina Diamond (Staff)	Office Administrator
Ms. Jodie Wells (Staff)	Director of Finance

Review and Acceptance of the Agenda

Motion 35-19-20 – Adoption of the Agenda

The agenda was reviewed. Chief Mitchell read the items. A motion was made to accept the agenda as amended.

Moved by:	Odelle Pike	Seconded by:	Andy Barker
Motion Carried	All in Favour	Ten (10) For	Zero(0) Against

Agenda accepted.

Removed from the Agenda

- Member Question and Answer Period
- Executive Committee Report
- Band Manager Report

Additions to the Agenda

- Requests for Support
- Health Initiative

Review and Acceptance of Minutes

Meeting Minutes - January 25, 2020

Meeting minutes were distributed to council by email for edits. A final draft was provided to Council prior to the meeting. Councillors suggested further minor edits to the minutes.

Motion 36-19-20 – Adoption of the Minutes

A motion was made to accept the **minutes of January 25, 2020** with suggested edits.

Moved by:	Ivan White SR	Seconded by:	Bern White
Motion Carried	All in Favour	Ten (10) For	Zero(0) Against

Minutes of January 25, 2020 were adopted.

Business Arising from Minutes of January 25, 2020

Marathon Gold

Councillors discussed Marathon Gold and revealed that the company struck more gold in the same area. Band Manager, Keith Goulding, indicated that he has been in contact with representatives from the company and they have indicated there will be employment opportunities for our members and QFN is ready to negotiate. Chief Mitchell indicated that a committee should be initiated to conduct negotiations with Marathon Gold.

Motion 37-19-20 – Form a Committee

A motion was made to appoint a committee of Chief Brendan Mitchell, Councillors Frank Skeard and Odelle Pike, and Band Manager, Keith Goulding, to negotiate with Marathon Gold.

Moved by:	Randy Drover	Seconded by:	Keith Cormier
Motion Carried	All in Favour	Ten (10) For	Zero(0) Against

Committee has been formed to negotiate with Marathon Gold.

First Nation Financial Management Board (FNFMB)

Band Manager, Keith Goulding, and Director of Finance, Jodie Wells, presented three(3) documents to Council. It is noted that the FNFMB requires that Council sign a BCR to update the FAL, sign the FAL, and sign a BCR to request Financial Management System (FMS) Certification. The documents were discussed and presented for signature. Councillor Jasen Benwah joined the meeting by teleconference.

Motion 38-19-20 – Sign BCRs and FAL

A motion was made to accept the BCRs and FAL.

Moved by:	Randy Drover	Seconded by:	Odelle Pike
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

BCRs and FAL accepted.

Band Council Resolution 10-19-20 – Update the FAL

This BCR concerns updating the FAL. The document was reviewed and passed around for signature. BCR was approved (see attached).

Band Council Resolution 11-19-20 – FMS Certification

This BCR gives authorization for QFN officials to request FNFMB review FMS and issue the “Qalipu First Nation Financial Management System Certificate.” BCR was approved (see attached).

Financial Administrative Law (FAL) 2020

Three(3) copies of this document was distributed for signature. Copies to be scanned and mailed to FMB.

Annual Operating Plans (AOPs) for 2019-2020

The AOPs for third(3rd) quarter were presented by Keith Goulding, Band Manager. The AOPs were discussed briefly, Council opted to move onto the AOPs for 2020-2021.

Motion 39-19-20 – Accept Annual Operating Plans for 2019-2020 (Q3)

A motion was made to accept the AOPs updates for 2019-2020 as presented.

Moved by:	Randy Drover	Seconded by:	Calvin Francis
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

AOPs accepted.

Annual Operating Plans (AOPs) for 2020-2021

In the absent of the Department Directors, Band Manager, Keith Goulding presented the new AOPs to council. The AOPs for the upcoming fiscal year are subject to change and will be reviewed once the new Strategic Plan is adopted by council. The new format of the AOPs was discussed and Councillors asked for clarification on the departmental AOPs and the following notes were made.

Community Development

The AOP for this department highlighted training that staff would like to complete. Councillor Odelle Pike advised that Newfoundland Aboriginal Women’s Network (NAWN) has completed some of the training highlighted in the AOP. She suggested the staff to reach out to NAWN.

It is also mentioned that money was received for language initiatives.

Education and Training

The AOP for this department highlighted projects to be completed. Discussions from the AOP included: the Education Outreach Officers (EOOs) will enter the classrooms in Central; create a camp (such as Killdevil) in Central; and inform members of short-term and group-based training opportunities.

Finance

The AOP for Finance describes the objectives of the department, activities of the department and its staff. Councillors discussed the Compliance Manager and the knowledge he/she should possess which include: Process Flow Chart (PFCs); the Audit process; Financial Administrative Law (FAL); and Qalipu's four Financial Management Board (FMB) policies. Also discussed were the duties and responsibilities of the Compliance Manager which could include: leading the International Organization for Standardization (ISO) team; bank reconciliations; and journal entries.

Natural Resources

The department works on at least eighty(80) projects annually. The staff work diligently to secure funding each fiscal.

Operations

The AOP for Operations focusses on Health and several initiatives the Health Department is working on and plans to implement. Also noted here, is the fact that the SCIS cards are due to be renewed in 2022. Training for SCIS Clerks will be scheduled in April 2020.

Executive

The AOP presented to Council for the Executive Department focussed on Communications activities. Discussions took place regarding holding an election every four(4) years as opposed to the current three(3) year term. One main point included the fact that elections are costly and a four(4) year term would reduce that burden. Secondly, a four-year term would allow Councilors to fully learn the governance system and work on their campaign platforms. Following the election in 2021, Councillors wished to consider an election every four(4) years instead of three(3).

Motion 40-19-20 – Band Manager to investigate moving Election to four(4) year term

A motion was made for the Band Manager to investigate the possibility of extending the Council term to a four(4) year term.

Moved by:	Randy Drover	Seconded by:	Calvin Francis
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

Band Manager to investigate

Motion 41-19-20 – Accept Annual Operating Plans for 2020-2021

A motion was made to accept the AOPs for 2020-2021 as accepted with clarification notes listed above.

Moved by:	Odelle Pike	Seconded by:	Keith Cormier
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

AOPs accepted.

Addition(s) to the Agenda – Request for Support

Requests for support was discussed.

Bay St. George Mi'kmaq Pow-wow – July 10-12, 2020

Chief Brendan Mitchell explained that each year QFN supports the Pow-wow. The funding for this event, in the amount of \$7,000, was added to the budget.

Motion 42-19-20 – Support the Bay St. George Mi'kmaq Pow-wow

A motion was made to support the BSG Mi'kmaq Pow-wow.

Moved by:	Ivan J. White	Seconded by:	Keith Cormier
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

Support approved

Council discussed other upcoming cultural events and encouraged those seeking support to reach out to Qalipu Cultural Foundation (QCF) as soon as the applications are open for support.

Budgets 2020-2025

Central Vice-Chief, Randy Drover, presented the 2020-2025 Budgets as Chair of the Finance and Audit Committee. He read a report which focussed on the first year of the budgets 2020-2021 and indicated that the forecast after that year will be subject to change based on the new strategic plan. Changes to the budget will also be a result of the ongoing organizational review.

Motion 43-19-20 – Adoption of the Budgets

A motion was made to adopt the 2020-2025 budget as presented and circulated by the Finance and Audit Committee Chair.

Moved by:	Ivan White, SR	Seconded by:	Calvin Francis
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

Budgets adopted.

The Council acknowledged the work of Finance Committee including the members-at-large.

Band Council Resolution 12-19-20 – Approve Budgets 2020-2025

The FMB requires a BCR to approve the budgets. A quorum was established. The BCR was passed around, signed, and approved (see attached).

Live-Streaming

Western Vice-Chief, Keith Cormier, presented to Council a resolution to review live-streaming. Council discussion included: do the members of the live-stream ask questions; do the members in the gallery ask questions; and will the two AGAs still be live-streamed?

Vice-Chief Randy Drover asked to amend the resolution by including “changes to practices and policies” immediately before “...and costs required to live stream...” in the resolution as circulated. The amendment was accepted by the mover and seconder.”

Motion 44-19-20 – Motion to amend and sign BCR 13-19-20

A motion was made to amend and sign the BCR.

Moved by:	Keith Cormier	Seconded by:	Andy Barker
Motion Carried	All in Favour	Eleven (11) For	Zero(0) Against

Amendment approved.

Band Council Resolution 13-19-20 – Review live-streaming

A quorum was established. The BCR was amended, passed around, signed, and approved (see attached).

Youth Representative Report

Jessica Saunders, Youth Representative distributed a report to Council. She highlighted what is happening in the community and presented on what the youth want.

Addition(s) to Agenda - Health Initiative

Minister Marc Miller released a report of funding for First Nations. Discussed was the report that indicated there may be funding for COVID-19. Discussions included: who qualifies for the funding; what qualifies; how do we apply for funding? Councillor Odelle Pike and Chief Brendan Mitchell participated in teleconference with Dan Kumpf, Director General, ISC Atlantic and Rory O’Connor, Assistant Director General.

Councillor Odelle Pike stated to Council her concern about Mental Health issues as well as anxiety and fear within the elders in her community. She stated the need for individuals in the community to help the vulnerable. Chief Mitchell advised that we need to identify items required for our members. He suggested forming a Committee to work with government.

Council Remarks

Councillors were asked to update each other on COVID-19 within their communities.

Andy Barker: We should look for flat rate of funding to pay for necessities such as mortgages.

Calvin Francis: Good in the community, there is a small group of community members. I support the idea of funding to members. Have no knowledge of any individual needing anything.

Bern White: I have a large population of individuals in my ward. I can contact the Mayors and assist the plans of town council.

Ivan White, SR: Flat Bay is isolated. I have a large population of single mothers and elders. I support providing funding to these individuals.

Ivan J. White: In St. George’s, we could contact groups and organizations in the community to determine if they know what the needs are. Regarding Friday’s weekly mailout to members, I am pleased with the photos.



Odelle Pike: Concerned about the Mental Health of her community. We are excited about the online information available to our members.

Keith Cormier: Finding out what is needed in each community is important. Concerned about operational piece of individuals working from home and how the funding will be dispersed.

Brian Dicks: Food and shelter is always a concern. Currently, I worry about safety of individuals. There could be an Indigenous shelter for individuals concerned about their safety.

Jasen Benwah: I am isolated. I will be home on Monday and will then be isolated for another fourteen(14) days. I hear that members are concerned about where money will come from. The elders want to know who will help them.

Frank Skeard: We need to remember that we have members across the country. Funding to individuals may be the equalizer. I suggest that we source a group of individuals to assist such as senior students. GINU profiles may have these individuals.

Randy Drover: We could get a team of employees who are working at home to organize activities.

Next meeting

Scheduled for May 23rd, 2020

Adjournment

Keith Cormier made a motion to adjourn the meeting. The meeting adjourned at 2:32 pm.

Minutes Submitted By: Tina Diamond



Approved By: Chief Brendan Mitchell



Certified By: Tina Diamond

WHEREAS:

- A. Qalipu Mi'kmaq First Nation (also called Qalipu Mi'kmaq) is named in the Schedule to the *First Nations Fiscal Management Act* ("the Act");
- B. Council of Qalipu Mi'kmaq wishes to repeal the *Qalipu Mi'kmaq Financial Administration Law, 2018* under section 9 of the Act and enact the *Qalipu Mi'kmaq Financial Administration Law, 2020*; and
- C. Council of Qalipu Mi'kmaq wishes to request the First Nations Financial Management Board ("the FMB") to review and issue a compliance approval of the *Qalipu Mi'kmaq Financial Administration Law, 2020* under section 9 of the Act.

NOW THEREFORE BE IT RESOLVED that Council, for and on behalf of Qalipu Mi'kmaq, hereby:

1. authorizes and directs a representative of Qalipu Mi'kmaq to do the following:
 - a. to send a copy of this Council resolution to the FMB; and
 - b. to seek the informal assistance of FMB as available and appropriate in order to recommend to Council for enactment a financial administration law that complies with the requirements of the FMB's *Financial Administration Law Standards* established under the Act; and
2. authorizes and directs a representative of Qalipu Mi'kmaq, to communicate with the FMB respecting the enactment of a new financial administration law by the Council;
3. after enactment of a new financial administration law by Council under section 9 of the Act ("the Law"), authorizes and directs a representative of Qalipu Mi'kmaq, to do the following:
 - a. to request the FMB to conduct a formal review and issue a compliance approval of the Law under section 9 of the Act; and
 - b. to deliver to the FMB all documents required by the FMB to conduct a formal review of the Law including any required original and electronic copies of the Law with evidence of enactment of the Law in a form satisfactory to the FMB;
4. after the FMB issues a compliance approval of the Law, authorizes the FMB to deliver an original copy of the Law enacted by Council for publication in the First Nations Gazette;
5. authorizes the officers and employees of the First Nations Tax Commission to provide to the reviewer any relevant information the Commission has with respect to Qalipu Mi'kmaq;
6. confirms and agrees that Qalipu Mi'kmaq will indemnify, defend and hold harmless the FMB, its directors, officers and employees and every person acting on behalf of or under the direction of the FMB, its directors, officers or employees from any damages, costs, claims or causes of action arising from the conduct of a review of the financial management system under the *Financial Management System Certification Procedures*, from the reporting and consideration of the results of the review, from the giving of an



opinion respecting the review and from the issuance or revocation of a *Financial Management System Certificate* unless these damages, costs, claims or causes of action result from gross negligence or bad faith; and

7. confirms that this resolution was approved at a duly called and conducted Council meeting of Qalipu Mi'kmaq at which the required quorum of councillors was present throughout and that the required number of councillors approved the resolution at the meeting.

A QUORUM OF QALIPU MI'KMAQ COUNCIL CONSISTS OF Seven(7) COUNCILLORS	QALIPU MI'KMAQ COUNCIL MEETING HELD AT:		1 Church Street Corner Brook, NL
	DATED:		21 st DAY OF March 2020
	MOVED BY:	RANDY DROVER	SECONDED BY:

Brendan Mitchell, Chief

Randy Drover, Vice-Chief (Central)

Keith Cormier, Vice-Chief (Western)

Bernard White, Councillor, Benoit's Cove

Francis Skeard, Councillor, Glenwood

Brian Dicks, Councillor, Corner Brook

Jasen Benwah, Councillor, Port Au Port

Andrew Barker, Councillor, Exploits

Odelle Pike, Councillor, Stephenville

Ivan White, Councillor, Flat Bay

Ivan J. White, Councillor, St. Georges

Calvin Francis, Councillor, Gander Bay



**Council Resolution Authorizing a Request for Financial Management System Certificate
BCR# 11-19-20**

SUBJECT:	<i>Authorization for officials of Qalipu First Nation to request the First Nations Financial Management Board to review the Qalipu First Nation's financial management system and to issue the Qalipu First Nation a Financial Management System Certificate</i>
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WHEREAS:

- A.** Qalipu First Nation is named in the Schedule to the *First Nations Fiscal Management Act* ("the Act");
- B.** Qalipu First Nation has enacted a financial administration law under section 9(1) of the Act and the law has been issued a compliance approval by the First Nations Financial Management Board ("the FMB") under section 9(1) of the Act; and
- C.** Council of Qalipu First Nation wishes to request the FMB to review Qalipu First Nation's financial management system and issue the Qalipu First Nation a Financial Management System Certificate under section 55 of the Act.

NOW THEREFORE BE IT RESOLVED that Council, for and on behalf of the Qalipu First Nation hereby:

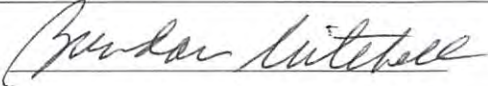


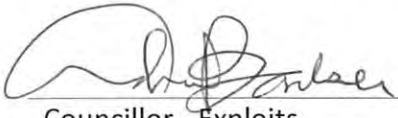

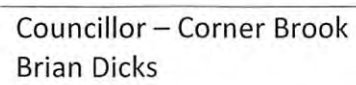


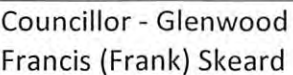
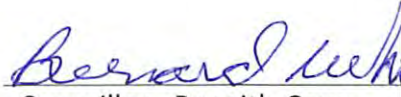

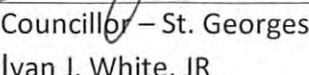
- 1.** directs and authorizes Jodie Wells (jwells@qalipu.ca), on behalf of the Qalipu First Nation to do the following:
 - a. to seek the informal assistance of the FMB as available and appropriate in order to receive a Financial Management System Certificate from the FMB;
 - b. to request the FMB to conduct a formal review of the Qalipu First Nation financial management system to determine if the Qalipu First Nation is, at the time of the review, in compliance with the FMB's *Financial Management System Standards* and to issue a Financial Management System Certificate to the Qalipu First Nation under section 50(3) of the Act;
 - c. to communicate with and provide all requested documents and information to the person authorized by the FMB to conduct the review of the Qalipu First Nation's financial management system on behalf of the FMB ("the reviewer") as required under the FMB's *Financial Management System Procedures*; and
 - d. to disclose to the reviewer any events subsequent to the date of the FMB's formal review of the Qalipu First Nation's financial management system that would materially impact any information provided by or on behalf of the Qalipu First Nation for purposes of the review of the Qalipu 's financial management system or to confirm to the reviewer that there are no subsequent events, as the case may be.

2. directs and authorizes the following persons to cooperate with the reviewer as required in the FMB's *Financial Management System Certification Procedures*, when carrying out a formal review of the Qalipu First Nation's financial management system:
 - a. all councillors, officers, employees and auditors of the first nation; and
 - b. all contractors, agents or advisors of the first nation who are performing any services for or advising the first nation respecting its financial management system or who have custody or control over any first nation records;
3. confirms that the Qalipu
 - a. has enacted and brought into force the Qalipu First Nation Financial Administration Law, 2018 ("the Law") for which the FMB has issued a compliance approval under section 9 of the Act, and
 - b. has not repealed the Law, and
 - c. has not amended or repealed and replaced the Law without requesting the FMB to review the amending or replacement law and issue a compliance approval under section 9 of the Act;
4. confirms and agrees that the Qalipu First Nation will indemnify, defend and hold harmless the FMB, its directors, officers and employees and every person acting on behalf of or under the direction of the FMB, its directors, officers or employees from any damages, costs, claims or causes of action arising from the conduct of a review of the financial management system under the *Financial Management System Certification Procedures*, from the reporting and consideration of the results of the review, from the giving of an opinion respecting the review and from the issuance or revocation of a *Financial Management System Certificate* unless these damages, costs, claims or causes of action result from gross negligence or bad faith; and
5. confirms that this resolution was approved at a duly called and conducted Council meeting of the Qalipu First Nation at which the required quorum of councillors was present throughout and that the required number of councillors approved the resolution at the meeting.

[Chief and Councillors signature page follows]

SUBJECTS: Authorization for officials of Qalipu First Nation to request the First Nations Financial Management Board to review the Qalipu First Nation's financial management system and to issue the Qalipu First Nations Financial Management System Certificate

A QUORUM OF Qalipu First Nation COUNCIL CONSISTS OF Seven (7) COUNCILLORS	Qalipu First Nation COUNCIL MEETING HELD AT: 2 Church Street Corner Brook	
	DATED: 21 st DAY OF March 2020	
	MOVED BY: Randy Drover	SECONDED BY: Odelle Pike

 Chief Brendan Mitchell		
 Western Vice-Chief Keith Cormier	 Central Vice-Chief Randy Drover	 Councillor - Exploits Andrew (Andy) Barker
 Councillor - Port au Port Jasen Benwah	 Councillor – Corner Brook Brian Dicks	 Councillor - Gander Bay Calvin Francis
 Councillor - Stephenville Odelle Pike	 Councillor - Glenwood Francis (Frank) Skeard	 Councillor - Benoit's Cove Bernard White
 Councillor – Flat Bay Ivan J. White, SR	 Councillor – St. Georges Ivan J. White, JR	



BAND COUNCIL RESOLUTION

Chronological No.
12-19-20

File Reference No.

NOTE:

The words "from our Band Funds" "Capital" or "Revenue", whichever is the case, must appear in all resolutions requesting expenditure from Band Funds.

		Cash free balance
The council of the Qalipu Mi'kmaq First Nation Band (QMFNB)		Capital Account (\$):
Date of duty convened meeting (YYYYMMDD) 2020-03-21	Province or Territory NF - Newfoundland And Labrador	Revenue Account(\$):

DO HEREBY RESOLVE:

That after careful review and recommendation from the Finance Committee, the budgets of 2020-2025 for Qalipu Mi'kmaq First Nation and MAMKA has been accepted and approved for operations.

Quorum Seven (7)

Gordon Mitchell
(Chief)

Krista Lornein WUC
(Councillor)

Adrian Gordon
(Councillor)

Ch J White
(Councillor)

[Signature]
(Councillor)
COUNCIL VICE CHAIR

Sean White
(Councillor)

Bernard White
(Councillor)

[Signature]
(Councillor)

[Signature]
(Councillor)

(Councillor)

Odelle Pehu
(Conseiller)

Jasen Benwah
(Conseiller)

(Conseiller)

FOR DEPARTMENTAL USE ONLY

Expenditure	Authority (Indian Act Section)	Source of funds <input type="radio"/> Capital <input type="radio"/> Revenue	Expenditure	Authority (Indian Act Section)	Source of funds <input type="radio"/> Capital <input type="radio"/> Revenue
Recommending Officer			Recommending Officer		
Signature		Date (YYYYMMDD)	Signature		Date (YYYYMMDD)
Approved by			Approved by		
Signature		Date (YYYYMMDD)	Signature		Date (YYYYMMDD)

WHERE AS: Qalipu First Nation serves a widely dispersed Band Membership, and

WHERE AS: Qalipu First Nation's Communication Policy Purpose is to ensure that QFN is visible, accessible and accountable to the members we serve, and

WHERE AS: QFN is committed to ensure that ongoing communication is timely, consistent, accurate and welcoming, and

WHERE AS: QFN Communication Policy is implemented so that messaging fits within our mission and mandate and represents the position of Chief and Council, and

WHERE AS: QFN is committed to the broadest possible reach of information to our membership, and

WHERE AS: QFN is committed to maintain and build positive relationships with all audiences, and

WHERE AS: QFN desires to build, promote, grow and be a part of the Indigenous community in Newfoundland.

BE IT RESOLVED: that Qalipu First Nation Band Council direct our Senior Manager to investigate and report back to the Band Council at our next Regular Council meeting;

, changes to parameters ? policy,
The steps and costs required to live stream the regular Band Council meetings to our membership via GINU or any other method that Senior Management wishes to advise QFN band Council.

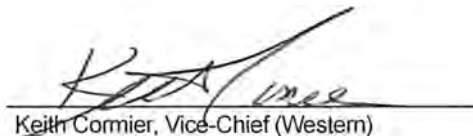
Voting in favour this 21st day of March, 2020



Brendan Mitchell, Chief



Randy Drover, Vice-Chief (Central)



Keith Cormier, Vice-Chief (Western)



Bernard White, Councillor, Benoit's Cove

Francis Skeard, Councillor, Glenwood

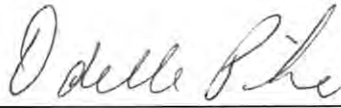
Brian Dicks, Councillor, Corner Brook




Jasen Berwah, Councillor, Port Au Port



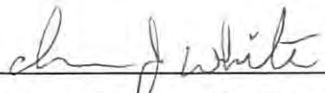
Andrew Barker, Councillor, Exploits



Odelle Pike, Councillor, Stephenville



Ivan White, Councillor, Flat Bay



Ivan J. White, Councillor, St. Georges



Calvin Francis, Councillor, Gander Bay