

MINUTES
Cowichan Tribes Council Meeting
Travelodge Silver Bridge Inn
July 26, 2011 @ 8:30 AM
Confidential

Present:

Chief Lydia Hwitsum	
Lloyd Bob	Andrew Canute
Wayne Charlie	Cindy Daniels
Diane Daniels	Darin George
Charles Seymour	William Seymour
Dora Wilson	

Excused:

Albie Charlie – Tribal Journeys
Howard George – called Working
Calvin Swustus – called Sick

Others present:

Maureen Tommy	Patti Williams
Rick Martinson	Shelly Thorne
Kim Dibb	
Melissa Bellamy	
Larry George	
Jennie George	
Judith Gohn	
Gabe Haythornthwaite	
Fred Bosma	
Toni Williams	
Jennie Thomas	
Sandra Seymour, Council Secretary	

1. Order – 9:05 AM
Prayer – Wayne Charlie

2. Adoption of Agenda
WILLIAM SEYMOUR MOTIONED, SECONDED BY WAYNE CHARLIE TO ADOPT THE AGENDA AS PRESENTED.

MOTION CARRIED.

3. Draft Audit 2010-2011
Attached is the Draft Audit for 2010-2011 fiscal year the schedule is as follows:
 - a) Rick Martinson, Auditor
Rick – Thank you Chief and Council, I will review the draft financial audit statements with you which were approved by the Audit & Finance Committee last Wednesday. I am waiting for information from Enterprises which will be handed out today there are a number of cosmetic changes, minor changes. Gulf Pacific was slow in getting the information to us. I am happy with the audit, attached is the

Independent Auditors report. [Rick reviews independent auditor's letter with Council.

There is 3 million in Accounts Receivable, 2.2 million in suspense in September Cowichan Tribes can reapply for the funding that has been put in suspense.

Restricted cash is Ottawa Trust Funds

Replacement Reserve – 2.5 million used for CMHC houses

Cindy – I was asking before the meeting I think it should go on record “why are you guys changing numbers as of Monday” who's responsibility is it to give a deadline for Accounts Payable and Accounts Receivable? Because we get a lot of paper at the table that we haven't read yet is it our Comptroller, is it our Management that gives the deadline? The Accounts payable/accounts receivable should be given a deadline for reports to be handed in for the draft audit, would it be up to the Board and Finance Committee to ensure the reports are given on time.

Rick – I can speak to some of it the report line say Gulf Pacific we only got the reporting line last Thursday they look after accounting line for the mall development. I don't see any reporting coming to Cowichan Tribes so whoever Gulf Pacific reports to they need to tell them to get the information to me.

Cindy – Lydia, Maureen and I would be the ones on the Board so I guess would have to come from us to give them a prompt.

Cindy – Any changes we may make today is all there is going to be done you aren't going to make other changes after are you?

Rick – There still may be some changes a pretty small one for Cherry Point Vineyards the Accounts Receivable and Payable that has not been incorporated in I think the numbers are pretty small.

Cindy – Don't we give Bev a date to get everything to us like how come we can get all of this done and she can't get the company's done like I'm trying to do a control point here we shouldn't be changing numbers this late.

Chief – When it came to my attention that we did not receive all the information I phoned Bev and said look Rick's waiting for information. She said she knew she had submitted information but did not submit all the information that was required and that was her explanation to me. So she followed up to make sure it was complete.

Cindy – We have to work through our Board and our Finance Committee to ensure that everyone has a deadline and that all of this is given to us for reading and approving. I'm uncomfortable with how this is unfolding today with getting all this paperwork I haven't read.

Page 1 Consolidated Statement of Financial Position 27,833,890

All these statements consolidate all the different funds the Ottawa Trust Fund is in here Operation funds, Housing Funds, Capital Funds. The key number in the middle of the page called net debt that number is negative \$15,313,346 the year before it was \$19,201,361 that number is the one that has been brought up by the community quite often from what I've heard; how much is the debt of Cowichan Tribes. The number has reduced to \$15 million at this point that is a reduction of about \$4 million dollars from the year before it's getting healthier every year. There

has been a huge improvement in the financials of Cowichan Tribes in the last 5 years. The bottom line number accumulated surplus is an important one as well \$27,833 it's larger then the year before at \$25,244.

Page 2 Consolidated Statement of Operations and Accumulated Surplus 27,833,890

[Dora – A few years ago when the previous Chief was in there Was a motion recommended that all the CIF funds go towards the Housing mould program. All the money that comes in from CIF goes to the mould housing deficit and also the CIF money Used to cover the deficit at the time but now we don't get as Much CIF funding so that's where we have to use our own Source revenues to top it up to make the bank payment. Phase 1 – 3.9 million – 5 years remaining Phase 2 – 7.6 million – 7 years remaining.]

Page 3 Consolidated Statement of Changes in net debt 15,313,346

Page 4 Consolidated Statement of Cash Flow 7,267,909

Page 24 Capital Asset Fund 167,655
90% coming from INAC funds

Page 26 Funds on Deposit with INAC 2,154,016
Trust funds in Suspense Account

Page 28 Enterprise Fund Consolidated statement of Financial Position 12,237,084

Page 29 Enterprise Fund Consolidated statement of Income and Surplus(deficit) (753,387)

b) Treaty (page 50) – Melissa Bellamy
Page 50 Treaty Negotiation 108,177
Melissa – The surplus amount will be deducted from the First quarter we receive from Hul'qumi'num Treaty Group.

c) Lands & Governance – Larry George
Page 58 Aboriginal Capacity Building 0 Balance

Aboriginal Fisheries 0 Balance

Page 59 Archaeology 0 Balance

Brennan Claim 79,944
Surplus carried forward to new year.

Page 60 Bylaw Enforcement 0 Balance

Coats for Kids 0 Balance

Page 61 Community Energy Plan 0 Balance

Community Justice Surplus carried forward to new year.	2,717
Page 62 Cultural Surveys Surplus carried forward to new year.	18,711
Custom Election Code	0 Balance
Page 63 Duncan Village	0 Balance
Energy Action Plan Surplus carried forward to new year.	538
Page 64 Feasibility Lot 6 This is own source revenue from the Forestry Agreement [Action – Finance and Audit Committee look at this and If not used transfer back to the Forestry Agreement funding.]	15,253
Fee Schedule	15,561
Page 65 Food Fish	0 Balance
Forestry Obligations Action - Look at requirements in Forestry Obligations Agreement and do a transfer during budgets.	31,603
Page 66 GIS Technician Funded by own source revenues.	1,171
Governance Committee Action - Audit & Finance Committee make adjustments And make cut backs due to deficit. Find out if the Treaty dept will be funding again this year.	(12,862)
Page 67 Land Investigation Committee Surplus carried forward to new year.	21,263
Land Management Action – Council would like an update to Council on Land Manager position.	0
Lands Film Production	(25,376)
Page 68 Lands Receptionist	0 Balance
Licence Revenue Fish Surplus carried forward to new year.	427,884
Page 69 Living Rivers Program Surplus carried forward to new year.	31,244
Native Land Claims	53,316

[Surplus will be recovered through INAC]

Page 71	PICFI – Crab	0 Balance
Page 80	Property Taxation [Action - Look at formula for Members going to the new pool] Let our members know about discount at pool.	447,478
<p>Property Taxation – Revised Budget for Council approval Chief and Council discussed the Property Taxation revised Budget and passed the following Motion: WILLIAM SEYMOUR MOTIONED, SECONDED BY WAYNE CHARLIE TO APPROVE THE AMENDED PROPERTY TAXATION BUDGET.</p> <p>MOTION CARRIED.</p>		
Page 72	Referrals Coordinator	0 Balance
	Silvaculture	5,807
Page 73	Solar Project	715
	Species at Risk	0 Balance
Page 74	South Side Spur Dyke	(4,961)
	Theik Reserve Claim	82,368
<p><u>d) Child & Family Services – Jennie George</u></p>		
Page 85	Lalum’utul Smun’eem	0 Balance
Page 86	Lalum’utul Smun’eem Non-operating Surplus to be carried over to new year.	462,083
Page 87	Adoption Project [Action - Bring forward to Adoption Committee that these children’s Rights are protected and that they know they’ve got a Community they belong to]	315,212
Page 88	Child Care	0 Balance
Page 89	Children at Risk	0 Balance
	Child Welfare Governance	111,761
Page 90	Family Connections	283,667
Page 91	Foster Care	(1,561,853)
Page 92	Foster Care –Ministry of Children & Families	(1,834,501)
	Interface	0 Balance

Page 93	One Time Infrastructure	158,067
Page 94	Pre-Planning	30,000
	Royalties	38,201
Page 95	Self Evaluation [Action - Council would like to see the evaluations]	39,600
	Service Innovation	14,113

BREAK FOR LUNCH 12:30

ORDER 1:10 PM

Present – Chief Lydia Hwitsum
Lloyd Bob, Andrew Canute, Cindy Daniels, Dian Daniels. Darin George,
Charles Seymour, William Seymour, Dora Wilson

Others – Maureen Tommy, Judith Gohn, Darlene , Fred Bosma, Toni Williams,
Gabe Haythornthwaite, Jennie Thomas, Sandra Seymour
Patti Williams, Shelly Thorne

e) Health (page 96) – Judith Gohn

Page 96	Ts’ewulhtun Health Centre	0 Balance
Page 97	Ts’ewulhtun Non-Operating Surplus carried forward to the new year.	560,770
Page 98	Aboriginal Diabetes	0 Balance
	Aboriginal Nurse	0 Balance
Page 99	Accreditation	0 Balance
	Adult in Home Care change to Assisted Living	0 Balance
Page 100	Children’s Oral Health Initiative – Dental	0 Balance
	Connecting Wisdom	0 Balance
Page 101	Cowichan Sweaters Surplus carried forward to new year.	1,587
	Dental Program	0 Balance
Page 102	E-Health	0 Balance
Page 103	Elder’s Tobacco Tax [Action - Advisory Committee look at the funding for the Elders Care Home budget to build it back up]	0 Balance
Page 104	Embracing Healthy Families	0 Balance

Environmental Health Water	0 Balance
Page 105 First Nations Health Best Practice	0 Balance
Page 106 First Nations Health Plan HUB	0 Balance
Page 107 Good Food Box Surplus carried forward to new year.	4,729
Health Expansion	0 Balance
Page 108 Healthy Families	0 Balance
HIV Aids	0 Balance
Page 109 Home and Community Care	0 Balance
Page 110 Home and Community Care Kitchen	0 Balance
Page 111 Kwunatsustul	0 Balance
Language and Culture	0 Balance
Page 112 Maternal Child Surplus carried forward to new year to be used for travel for All bands.	107,206
Mental Health	0
Page 113 Mental Health Integration Project Surplus carried forward to new year.	112,329
Moveable Asset Reserve Surplus carried forward to new year.	97,791
Page 114 National Youth Suicide Prevention	0 Balance
Non-Insured Health Benefits	(61,958)
Page 115 Prenatal Nutrition	0 Balance
Project Child	0 Balance
Page 116 Royalties Surplus carried forward to the new year.	185,501
f) <u>Housing (page 75) – Fred Bosma</u> Page 75 BC Hydro Energy Kit	0 Balance
Elders Assistance	0 Balance
Page 76 Housing Authority	0 Balance

Housing Society Surplus carried forward to new year – replacement reserve Restricted funds.	391,758
Page 77 Phase 1 & 2 Consolidated Surplus carried forward to new year.	1,078,310
Page 78 Sustainable Housing Operations	0 Balance
Page 79 Taxation Housing Surplus carried forward to new year.	115,533
Page 138 Boy Road Sewer	(25,942)
Canada Economic Action Plan C.M.H.C.	0 Balance
Page 139 Canada Economic Action Plan I.N.A.C.	0 Balance
Elders Care Home Surplus carried forward to new year.	158,744
Page 142 New Housing C.M.H.C 16	0 Balance
Page 143 Septic Remediation	0 Balance
Utility Business Plan	0 Balance
Page 144 Waste Disposal on Reserve	0 Balance
Wilson Road Water	0 Balance
g) <u>Youth (page 37,38,45,46,53) – Toni Williams</u> Page 37 Camp Cowichan	0 Balance
Page 38 Community Youth Services	0 Balance
Page 45 NAIG Legacy Surplus carried forward to new year.	193,158
Page 46 Recreation	0 Balance
Page 53 Youth and Recreation	26,642
Youth Strategy	0
h) <u>Education – Gabe Haythornthwaite</u> Page 117 Ancillary Services	0 Balance
Page 118 Coast Salish Employment & Training Program	0 Balance
Page 119 Community Leadership	0 Balance

Page 120	Cultural Education	0 Balance
Page 121	Cultural & Education Administration	(38,681)
Page 122	Cultural Program	0 Balance
	Fit Up	0 Balance
Page 123	Head Start	0 Balance
	Instructional Support	0 Balance
Page 124	Le'lum uylh	(423,912)
Page 125	O & M Schools	0 Balance
	Private Tuition – Primary and Secondary	150,314
Page 126	Public Tuition – Primary & Secondary [Action - Send a letter be sent to INAC to request Reimbursement.]	(260,211)
	Quw'utsun Hu-yixwule	0 Balance
Page 127	Quw-utsun Smun'eem School [Action – Send out a notice/advertising encouraging Families to have children attend our school.]	(241,769)
Page 128	Quw'utsun Smun'eem Special Education	0 Balance
	Summer Work Experience	0 Balance
Page 129	Tobacco Tax Surplus carried forward to new year.	92,966
Page 130	Transportation	(18,964)
Page 131	University, Professional and Vocational Surplus carried forward to new year. [Action - Council recommended that Education facilitate Registration ASAP, tuition deposits in for students ASAP, policy piece be done to address that and include timeline.]	108,167
Page 132	Ya Thuy Thut/L.I.F.E. Council would like to see an evaluation on this program and How many students the program is servicing, the success Rate.	0 Balance
Page 133	Ya Thuy Thus Special Education	0 Balance
i)	<u>Social Development (page 134) – Jennie Thomas</u>	
Page 134	Social Development – Assistance Jennie informed Council that INAC reimburses every 3 months	(75,859)

Page135	Social Development – Administration	0 Balance
Page 136	Active Measures – Individual Opportunity	0 Balance
	Clean Up Project	3,454
Page 137	National Child Benefit Supplement	0 Balance
j) <u>O & M (page 80) – William Seymour</u>		
Page 80	Excavator	0 Balance
	Job Creation	0 Balance
Page 81	O & M Administration	0 Balance
Page 82	Consolidated O & M [Check and see if fire equipment is at the shed]	28,578
Page 83	Recycling Program	0 Balance
	Si'em Lelum Gym Renovations	0 Balance
Page 84	Si'em Lelum Gym Look at how funding can include repairs to maintain gym.	0 Balance
	Tribes Complex Services Action - Capital Asset Committee look at this and reserve money For maintenance repairs. Have the totem poles repainted. Look at rent it's based on 1995 should it be increased.	(31,937)
k) <u>Administration (page 34) – Maureen Tommy</u>		
Page 34	Band Revenue Funds Surplus carried forward to new year. Action - Review requirements for NAIG and provide update to Council.	36,589
Page 35	Band Revenue – Ottawa Trust	0 Balance
Page 36	Band Support Surplus carried forward to new year.	112,838
Page 37	Administration Complex Mortgage	0 Balance
Page 38	Community Improvement Fee	0 Balance
Page 39	Debt Restructuring	(448,481)
Page 40	Finance Surplus carried forward to new year.	101,230
Page 41	Forestry Agreement	1,275,860

Surplus carried forward to new year.

General Manager Mentoring 0 Balance

Page 42 Host Local Government 0 Balance

Page 43 Human Resources 7,177

Surplus carried forward to new year.

Independent Living B.C. 271,102

Surplus carried forward to new year.

Page 44 Information System Department 10,262

Surplus carried forward to new year.

Action - Council requested to look into conflict of interest for DG Communications and Dennis selling computers to Tribes because they work for Tribes.

Page 45 Membership 0 Balance

Page 46 Recreation 0 Balance

Salmon Enhancement Project 0 Balance

Page 47 Salmon Enhancement Project – Chinook Assess 0 Balance

Social Planning Committee 1000

Surplus carried forward to new year.

Page 48 Storage – 128 Government Street (15,369)

Tax Recovery 7,790

Surplus carried forward to new year.

Tobacco Taxation 267,749

Surplus carried forward to new year.

Page 51 Tribal Journey 9,517

Surplus carried forward to new year.

United Way 0 Balance

Page 52 Work Place Capacity 25,373

Surplus carried forward to new year.

Page 54 Koksilah Nursery (3,039,120)

Page 55 Khowutzun Development Corp 47,454

Page 56 Quw'utsun Cultural & Conference Centre (470,692)

Page 57 Khowutzun Mustimuhw Contractors 85,411

DORA WILSON MOTIONED, SECONDED BY LLOYD BOB TO APPROVE THE 2010/11 DRAFT AUDIT WITH THE AMENDMENTS.

MOTION CARRIED.

WILLIAM SEYMOUR MOTIONED, SECONDED BY LLOYD BOB TO AUTHORIZE 2 COUNCILLORS TO SIGN THE 2010/11 AUDIT WITH THE CHANGES.

MOTION CARRIED.

4. Special Council Meeting
August 4, 2011 @ 1:00 PM
Agenda Items
 - a) JUB Agreement – Gary Campo
 - b) Electoral Officer
6. Annual Audit Meeting – September 8, 2011
5:00 Dinner
6:00 Meeting
7. Adjourned 5:45 PM

Action Items:

Page 64 – Feasibility Lot 6 \$15,253
Finance and Audit Committee look at this if it not used transfer it back

Page 65 – Forestry Obligations \$31,603
Look at requirements in Forestry Obligations Agreement and do transfer during budgets.

Page 66 – Governance Committee
Audit & Finance Committee make adjustments and make cut backs due to deficit. Find out if the Treaty Department will be funding it again this year.

Page 67 – Land Management
Council would like an update on the Land Manager position.

Page 80 – Property Taxation
Look at the formula for Members going to the new pool, let our members know about the discount at the pool.

Page 87 – Adoption Project
Bring forward to Adoption Committee that these children's rights are protected and that they know they've got a Community they belong to.

Page 95 – Self Evaluation
Council would like to see the evaluations.

Page 103 – Elders Tobacco Tax

That the Elders Advisory Committee look at the funding for the Elders Care Home budget to build it back up.

Page 126 – Public Tuition

Send a letter to INAC to request reimbursement.

Page 127 – Quw'utsun Smun'eem School

Send out a notice/advertising encouraging families to have children attend our school.

Page 131 – University, Professional and Vocational

Council recommended that Education facilitate registration ASAP, tuition deposits in for students ASAP, policy piece be done to address that include timeline.

Page 132 – Ya Thuy Thut/L.I.F.E.

Council would like to see an evaluation on this program, how many students the program is servicing, the success rate of the students.

Page 84 – Si'em Lelum Gym

Look at how funding can include repairs to maintain gym.

Tribes Complex Services

Capital Assets Committee look at this and reserve money for maintenance repairs, have the totem poles repainted, look at rent if it's based on 1995 should be increased.

Page 34 Band Revenue Funds

Review requirements for NAIG and provide update to Council.

Page 44 Information System Department

Council requested to look into conflict of interest for DG Communications and Dennis selling computers to Tribes because they both work for Tribes.