

RECORD OF DECISIONS

IAMC-TMX Meeting: January 14, 2021
Zoom Videoconference

: January 14th

ITEM: WELCOME & OVERVIEW

Discussion:

- Chief Harvey McLeod opened the meeting with a prayer.
- Kimberly Lavoie noted updates to Committee membership including: interim member for DFO, Cheryl Webb; new alternate for Transport Canada, Mikelle Sasakamoose, and; incoming Government Co-Chair, NRCan member and Director General of IPO-West Tracy Fleck.
- Tracy Fleck introduced herself to the Committee followed by a roundtable introduction of each member.

Decisions:

- The ROD from the November 25th meeting was **approved**.

ITEM: LINE WIDE GATHERING DEBRIEF

Discussion:

- The Committee discussed the successes and challenges of the virtual Line Wide Gathering (LWG) held in December 2020.
- Themes of the discussion included: the need to better prepare facilitators and troubleshoot the platform in advance; technical challenges were generally well managed; the importance of reporting out on the LWG; the successful inclusion of the Marine Shipping Subcommittee in this year's event and the importance of the marine space; the value of polling data received, and; emergency management remaining a priority.

ITEM: SALISH SEA INITIATIVE ENGAGEMENT

Discussion:

- David Didluck and Donovan Lynch from DFO discussed the Salish Sea Initiative and how to build First Nations' fiscal governance around the \$50M available through the initiative to the 33 affected marine communities. David noted Coast Funds as an organization that brings together multiple communities in managing funds, but mentioned that no such group exists to serve the 33 marine communities.
- Members brought attention to organizations such as New Relationships Trust and Coast Salish Gathering that operate or have operated in this space before and suggested looking to them for ideas. Member Carleen Thomas stressed the need to engage with leadership on these issues (as opposed to technicians).
- Members also noted that impacts have the potential to affect more than just the 33 marine communities and cited migratory salmon cycles as an example of how. The need to engage communities in earlier stages was also emphasized.
- Chief Chipps noted that treaty associations could be a good place to look for governance strategies (i.e. Te'mexw Treaty Association) and to learn which communities could be ready to

expend dollars and which are not. Chief Chipps also cautioned that another governance structure may not be desirable.

ITEM: IAMC-TMX RENEWAL

Discussion:

- Anna Classen presented on the upcoming IAMC Renewal and emphasized the NRCan wishes to take a collaborative and co-developed approach to the process.
- The presentation stated that a proposal will be submitted in September/October 2021, with a cabinet decision to take place September - December 2021). Grand Chief Doug Kelly expressed the concern with the timeline as presented and noted that in his experience, cabinet decisions can take upwards of 18 months.
- Anna Classen asked the group whether renewal discussions should be held at the IAMC-TMX or Operations Subcommittee (OSC) table. The group decided to continue the discussion at the IAMC-TMX table moving forward. Ray Cardinal and Tribal Chief Tyrone McNeil stressed the need for Indigenous Caucus' inclusion in the evaluation process; Anna Classen confirmed that the evaluation team had been informed of this.
- Kimberly Lavoie told the group that the immediate next steps were: 1) to confirm membership on the Evaluation horizontal working group; (2) to develop the Terms of Reference for the evaluation, and; (3) to perform scoping interviews to develop questions and parameters for the evaluation.
- Indigenous Caucus Co-chair Michelle Wilsdon, and members Grand Chief Doug Kelly and Carleen Thomas volunteered to participate in the horizontal working group.

Decisions:

- The Committee **approved** continuing the renewal discussion at the IAMC-TMX table going forward.

Action Items:

- **Grand Chief Doug Kelly, Michelle Wilsdon and Carleen Thomas** to participate on the IAMC Evaluation horizontal working group.

ITEM: BC MÉTIS PARTICIPATION ON THE IAMC-TMX

Discussion:

- Caucus Director Dean Cherkas explained the difficulty in filling the BC Métis seat at the IAMC-TMX table and inquired about the possibility of supporting a facilitation process for the three BC Métis groups in order to come to an agreement on selecting a representative.
- This suggestion was met with concerns about precedent-setting and several members brought up the fact that the IAMC-TMX had previously discussed this issue and decided that the Committee would not be involved in the process. Members expressed concerns about having to explain why the IAMC-TMX would be facilitating such a process to communities in their area.
- AB Métis member Tracy Friedel noted the BCMF's Terrestrial Study had triggered concerns.
- Grand Chief Doug Kelly mentioned that there are social and economic impacts on BC Métis and suggested that the briefing note presented should be refined to acknowledge this.
- Members acknowledged that BC Métis can participate in the IAMC-TMX via subcommittees.
- Indigenous Co-Chair Michelle Wilsdon confirmed that no decision had been made by the IAMC-TMX or the Indigenous Caucus on how and whether to resolve the ongoing issues between the BC Métis groups on who will occupy the single BC Métis seat on the IAMC-TMX,

and that a discussion will come back to the Indigenous Caucus at a later date before moving any further.

ITEM: INDIGENOUS SITES OF SIGNIFICANCE

Discussion:

- IMSC Chair Ray Cardinal brought up the issue of the destruction of Indigenous Sites of Significance during construction activities; for example, concerns that culturally-modified trees (CMTs) have been cut down and both medicine gathering sites and prayer sites have been destroyed. Ray asked the group how to track and manage this issue and underlined that under provincial legislation in both BC and AB, construction is to stop in the event of an archeological find.
- Chris Loewen, Canada Energy Regulator (CER), noted the complexity involved when there are confidentiality agreements in place and when sites may not be registered as sites of significance. Chris indicated that in the CER's conversations with TMC, the company had indicated that they had prior permission to disturb the sites. Chris noted that the proponent should be involved in any future conversations about these issues going forward.
- Members noted that chief and council don't have the authority to authorize destruction of cultural sites and that there may be hesitancy around sharing the location of sites because if they are revealed, there is a chance they may be desecrated.
- Michelle Wilsdon noted the potential for spiritual injury with the destruction of sites and that the matter needs to be taken seriously. Chris Loewen stated that they can't wait for policy to be set and that a discussion forum including CER, TMC and the Indigenous Caucus should be formed imminently to deal with the issue.

Action Items:

- Secretariat staff to help arrange a discussion forum including the CER, TMC and the Indigenous Caucus to address the issue of Indigenous Sites of Significance.

DECISION BETWEEN MEETINGS: CAUCUS RESOURCES

- A Memorandum of Decision was circulated to the Committee via email on February 1st, 2021 regarding the extension of contracts for Indigenous Caucus staff and legal/policy advisors until March 31, 2022.

Decision:

- The Committee **approved** the extension of contracts for the Indigenous Caucus staff and legal/policy advisors until March 31, 2022. The budget request was for \$1,084,650 to cover 12 months of professional services, travel and administration fees.

MEETING ADJOURNED

PARTICIPANTS

IAMC-TMX Members:

- Carleen Thomas (Burrard Inlet/Lower Fraser)
- Chief Robert Gladstone (Fraser Valley)
- Grand Chief Doug Kelly (Fraser Valley – alternate)
- George Lampreau (BC Interior)
- Chief Marcel Shackelly (Mid-Fraser/Thompson)
- Chief Harvey McLeod (Okanagan)
- Michelle Wilsdon (Alberta First Nations)
- Ray Cardinal (Alberta First Nations)
- Chief Russell Chipps (Vancouver Island – South)
- Tracy Friedel (Alberta Métis)
- Trina Sxwithul'txw (Vancouver Island – Southeast)
- Ian Chatwell (Transport Canada)
- Mikelle Sasakamoose (Transport Canada)
- Tracy Fleck (Natural Resources Canada)
- Cheryl Webb (Fisheries and Oceans Canada)
- Katherine Murphy (Canada Energy Regulator)
- Chris Loewen (Canada Energy Regulator - alternate)
- David Heap (Canadian Coast Guard)
- Chad Stroud (Canadian Coast Guard – alternate)

Invited Guests:

- Tribal Chief Tyrone McNeil (Sto:lo Tribal Council)
- Bill Adsit (G&C Advisor)
- Anna Classen (Acting Senior Executive Director of IPO-W)
- Kimberly Lavoie (Outgoing interim Co-Chair and NRCan member)
- David Didluck (DFO)
- Donovan Lynch (DFO)

Support:

- Anthony Cotter (IPO-W)
- Bernée Bolton (IPO-W)
- Corey Dekker (IPO-W)
- Katherine Filipic (IPO-W)
- Kathy Liu (IPO-W)
- Shaylen Smith (IPO-W)
- Eric Burpee (IPO-W)
- Marie-Luise Ermisch (IPO-W)
- Kelp Watson (IPO-W)
- Vanessa Vredenburg (IPO-W)
- Jeff Eustache (IPO-W)
-

Indigenous Caucus Staff:

- Dean Cherkas
- Kyle Robertson
- Tim Dickson

Regrets:

- Norine Saddleback (Alberta First Nations)
- Kristine Pearson (Vancouver Island – Western Approach)
- Garth Mullins (Environment and Climate Change Canada - alternate)
- Tracy Sletto (CER)