

EXECUTIVE COUNCIL MEETING

1:00 pm Friday, June 6, 2014
Government Office, Port Alberni

Attendance: Jeff Cook (Chair) John Jack, Tom Happynook, Jack Cook, Charlie Clappis, Derek Peters, Sheila Charles (joined at 2:30 pm) James Edwards

Resource: Deborah Smith, Deputy Law Clerk

MINUTES OF THE MEETING

1. CALL TO ORDER

The meeting was called to order at 1:07 pm.

2. ADOPTION OF AGENDA

MOTION:

THEREFORE BE IT RESOLVED THAT EXECUTIVE COUNCIL:

1. In the circumstances it is reasonably justified to add the Proposed Agenda Item to the Agenda for the June 6, 2014 Executive Council meeting;
2. The Proposed Agenda items are hereby added to the Agenda for the June 6, 2014, Executive Council meeting; and
3. Executive Council approves the Agenda for the June 6, 2014 Executive Council meeting as amended.

Adopted by Consensus
Resolution #2014-165

3. TRIBUNAL ISSUES

The meeting went in camera from 1:11 pm until 2:00 pm.

Sheila Charles joined the meeting at 2:30 pm.

MOTION:

WHEREAS:

- a) Councillor Charles has five applications before the HUU-AY-AHT Tribunal that are scheduled to be heard starting on June 10, 2014 (the “Applications”);
 - b) The Applications are brought against the Executive Director and Executive Council and relate to the implementation of the *Purchasing Policy Regulation*, the *Human*
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Resources Policy Regulation, the Freedom of Information and Protection of Privacy Act and Executive Council Resolution #2013-155;

- c) The Executive Director has agreed that if Councillor Charles withdraws the relevant applications, the following procedures will be implemented:
- Where s. 4 of the *Purchasing Policy Regulation* requires that three quotes be obtained in respect of a purchase, compliance with that requirement will be documented or the specific exemption under s. 5 of the regulation will be noted.
 - When the Human Resources Manager or a Director recruits and selects a temporary or casual employee, they will provide public notice of the availability of that position by posting a notice on the Huu-ay-aht website and in one or more visible locations in the Huu-ay-aht government offices. Where the situation allows, the posting will be for a period of one week. However, it is recognized that in some circumstances the need to hire a temporary or casual employee may be more urgent and the person responsible for the hiring will have discretion to shorten the posting period where, in his or her view, it is warranted.
- d) The Executive Director has further agreed that he and the Deputy Law Clerk will participate in a healing circle with the members of Executive Council. In accordance with s. 4 of the *Purchasing Policy Regulation*, an open competition will be held to select the facilitator for the healing circle. The evaluation committee for the facilitator will consist of Councillor Charles, other members of Executive Council as selected by Executive Council, the Executive Director and the Deputy Law Clerk (the "Evaluation Committee"). The Evaluation Committee will be responsible for developing the request for proposal for the facilitator. Once selected, the facilitator will be responsible for designing the healing circle and convening the healing circle.
- e) Executive Council has met *in camera* in respect of this matter and has received a verbal update from legal counsel, but has not been provided with a written report.
- f) Executive Council may waive the requirements of section 56 of the *Government Act* in special circumstances where Executive Council reasonably believes that a delay in consideration of the matter is not in the best interests of the Huu-ay-aht.

EXECUTIVE COUNCIL HEREBY:

- 1) Approves the Executive Director's implementation of the processes described in paragraph c), above.
- 2) Agrees that all members of Executive Council, along with the Executive Director and Deputy Law Clerk will attend a healing circle to be convened in respect of the subject-matter of the Applications and events leading up to, surrounding and following them. The healing circle will be selected as set out in paragraph d), above;
- 3) Appoints Derek Peters and John Jack to sit on the Evaluation Committee.

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- 4) Commits to being in compliance with s. 4 of the Freedom of Information and Protection of Privacy Act on or before November 30, 2014;
 - 5) Agrees that Councillor Charles will, along with Councillor Jack Cook, take a lead role in investigating creative options relating to increasing Huu-ay-aht control over children in care and ways to address associated inter-generational issues. Councillors Charles and Cook will report to and work with the Citizen Development Committee to make recommendations to Executive Council in respect of these matters, but will retain the ability to report directly to Executive Council where unable to reach agreement on appropriate recommendations at the committee level.
 - 6) Approves that public notice be given of the attached document.
 - 7) In light of the special circumstances, waives the requirement that it receive a written report in respect of this matter.

Adopted by Consensus
Resolution #2014-145

4. BUSINESS PROPOSAL / ACQUISITION (IN CAMERA)

The meeting went in camera at 2:35 pm until 4:15 pm.

5. OTHER BUSINESS (IN CAMERA)

The meeting went in camera at 2:35 pm until 4:15 pm.

There being no further business the meeting adjourned at 4:20 pm.