

**EXECUTIVE COUNCIL MEETING**  
Thursday, November 13, 2014  
Government Office, Port Alberni

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**Attendance:** Jeff Cook (Chair) John Jack, Tom Happynook, Jack Cook, James Edwards

**Conference Call:** Sheila Charles

**Absent:** Derek Peters, Charlie Clappis

**Resource:** Deborah Smith, Deputy Law Clerk

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**MINUTES OF THE MEETING**

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**1. CALL TO ORDER**

The meeting was called to order at 8:45 am.

**2. AGENDA**

MOTION:

THEREFORE BE IT RESOLVED that Executive Council approves the Agenda for the November 13, 2014 meeting as amended.

**Adopted by Consensus  
Resoluion #2014-303**

MOTION:

THEREFORE BE IT RESOLVED THAT:

1. Executive Council considers that in light of the special circumstance set out above a delay in consideration of the matter is not in the best interests of the Huu-ay-aht; and
2. Executive Council hereby waives the requirement(s) that the report regarding the Substantive Matters be delivered in writing four working days in advance of consideration.

**Adopted by Consensus  
Resoluion #2014-304**

**3. AUDITOR APPOINTMENT**

Tom Happynook reviewed the briefing note.

MOTION:

THEREFORE BE IT RESOLVED that Executive Council will nominate Meyers Norris Penny as auditor for huu-ay-aht First nations for the period April 1, 2014 to March 31, 2015 at the November 2014 People's Assembly subject to Finance Committee recommendation.

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#### **4. REPORTS OF EXECUTIVE COUNCIL FOR PEOPLE'S ASSEMBLY**

James reviewed the Reports of Executive Council. Changes were made during the meeting and captured in the document with track changes.

MOTION:

THEREFORE BE IT RESOLVED THAT Executive Council:

1. approves the Reports of Executive Council as amended during the course of the meeting (highlighted via track changes);
2. authorizes Chief Councillor, Jeff Cook, to approve any further substantive changes to the Reports of Executive Council prior to posting on November 14, 2014.

Adopted by Consensus  
Resoluion #2014-307

#### **5. ANNUAL REPORT**

Executive Council reviewed the Annual Report. Minor changes were made during the meeting and captured in the document with track changes.

MOTION:

THEREFORE BE IT RESOLVED that Executive Council:

1. approves the Annual Report as amended during the course of the Executive Council meeting (highlighted int rack changes) subject to Finance Committee's recommendation;
2. directs Chief Councillor, Jeff Cook, to approve any further substantive changes prior to posting on November 14, 2014.

Adopted by Consensus  
Resoluion #2014-306

#### **6. COMMUNICATIONS & BRANDING**

Trudy Warner joined the meeting at 9:30 am and reviewed the power point presentation on HFN Communication and branding. There was discussion around all three options for the logo and tagline. More colour options (green) were to be brought to the next Executive Council meeting where a decision would be made.

#### **7. TRANSFER OF MEMBERSHIP**

Jeff Cook reviewed the materials regarding the transfer of Membership.

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MOTION:

BE IT RESOLVED THAT Executive Council accepts Jadine Derosé Happynook, Jerret Thomas Anderson and Tehya DeRose Anderson as members of HUU-AY-AHT First Nations.

Adopted by Consensus  
Resoluion #2014-308

## 8. PAGO OFFICE

James reviewed the information regarding the design and engineering review contracts.

MOTION:

BE IT RESOLVED that Executive Council:

1. approves the contract with Herrold Engineering Limited for \$24,500 for the design and engineering reivew for the new office at 4658 Adelaide Street;
2. directs the Executive Director, James Edwards, to sign the contract with Herold Engineering Limited on behalf of HUU-AY-AHT First Nations.

Adopted by Consensus  
Resoluion #2014-309

## 9. DRAFTING INSTRUCTIONS

John Jack reviewed the briefing notes.

MOTION:

Be it resolved that:

1. Pursuant to section 97 of the *Government Act*, the Law Clerk is hereby instructed to draft a regulation with the purpose and objective of adding standards for campaign financing to the campaign code of conduct (the "proposed regulation").
2. The reasons for the proposed regulation include to:
  - (a) Regulate the financing of election campaigning, including the sources and amounts of such financing;
  - (b) Ensure the sharing of resources to promote a broader range of views; and
  - (c) Attempt to increase participation in the electoral process.
3. The Law and Policy Development Committee will be responsible for overseeing the development of the proposed regulation.
4. The proposed regulation is authorized under section 85 of the *Election Act* and section 39 of the *Interpretation Act*.
5. The Law and Policy Development Committee will be responsible for determining the timeline for drafting and consideration of the proposed regulation

Adopted by Consensus  
Resoluion #2014-310

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MOTION:

Be it resolved that:

1. Pursuant to section 97 of the *Government Act*, the Law Clerk is hereby instructed to draft a regulation amending the *Infrastructure Policy Regulation* to with the purpose and objective of providing for staged approval of infrastructure projects (the “proposed regulation”).
2. The reason for the proposed regulation is that it is often impractical and inefficient to follow all stages required for approval of construction of an infrastructure project prior to purchasing the real property on which the project will be constructed;
3. The Law and Policy Development Committee will be responsible for overseeing the development of the proposed regulation;
4. The proposed regulation is authorized under sections 72 and 93 of the *Financial Administration Act*; and
5. The Law and Policy Development Committee will be responsible for determining the timeline for drafting and consideration of the proposed regulation.

**Adopted by Consensus  
Resoltuion #2014-311**

MOTION:

Be it resolved that:

1. Pursuant to section 97 of the *Government Act*, the Law Clerk is hereby instructed to draft a regulation with the purpose and objective of amending the *Non-Replaceable Forest Licence Regulation* to set out the form of a non-replaceable forest licence in the Schedule;
2. The reason for the proposed regulation is that the version of the *Non-Replaceable Forest Licence Regulation* in the registry of laws does not presently include the full version form of the non-replaceable forest licence;
3. The Law and Policy Development Committee will be responsible for overseeing the development of the proposed regulation; and
4. The Law and Policy Development Committee will be responsible for determining the timeline for drafting and consideration of the proposed regulation.

**Adopted by Consensus  
Resoltuion #2014-312**

MOTION:

Be it resolved that:

1. Pursuant to section 97 of the *Government Act*, the Law Clerk is hereby instructed to draft a regulation with the purpose and objective of amending the *Residential Lease Regulation* such that the Speaker or another individual appointed by Executive Council will be responsible for drawing a name during a residential lease allocation process in which there is more than one applicant (the “proposed regulation”);
2. The reason for the proposed regulation is that it is impractical and unnecessary to have the chair of the tribunal perform this function;

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3. The Law and Policy Development Committee will be responsible for overseeing the development of the proposed regulation;
  4. The proposed regulation is authorized under sections 83 and 93 of the *Financial Administration Act*; and
  5. The Law and Policy Development Committee will be responsible for determining the timeline for drafting and consideration of the proposed regulation

Adopted by Consensus  
Resoluition #2014-313

MOTION:

Be it resolved that:

1. Pursuant to section 97 of the *Government Act*, the Law Clerk is hereby instructed to draft a regulation with the purpose and objective of prescribing Steelhead LNG Corp. as an entity eligible to apply for an interest in HUU-ay-aht Lands pursuant to sections 10 and 11 of the *Land Act* (the “proposed regulation”);
2. The reason for the proposed regulation is to give Steelhead LNG Corp. eligibility to apply for a restrictive covenant against the Sarita Lands;
3. The Law and Policy Development Committee will be responsible for overseeing the development of the proposed regulation;
4. The proposed regulation is authorized under section 17(g) of the *Land Act*;
5. The proposed regulation is to be drafted and considered by the Law and Policy Development Committee as soon as practicable, in time to be presented to Executive Council at its November 27, 2014 meeting; and
6. In accordance with the *Government Act*, s. 56(4)(c), Executive Council hereby waives the requirement that the report regarding *Eligibility for Land Interest Regulation (Steelhead LNG Corp.)* be delivered four working days in advance of consideration.

Adopted by Consensus  
Resoluition #2014-314

## 10. PURCHASING POLICY REGULATION AMENDMENT REGULATION

Executive Council reviewed the briefing note.

MOTION:

Therefore be it resolved that:

1. The amended proposed regulation is hereby passed;
2. The following actions will be completed in compliance with the *Government Act* (sections 100 and 101):
  - (a) The Chief Councillor will certify that the regulation has been passed by signing it (s. 100(1)(f));

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(b) Tom Happynook will certify that the regulation is enacted as Huu-ay-aht Law by signing it (s. 100(1)(g));

(c) The Law Clerk will:

- i. Sign the regulation into force (s. 101(3)) on November 13, 2014;
- ii. Place the signed regulation and a certified true copy in the registry no later than November 18, 2014 (s. 101(4)(a));

Adopted by Consensus  
Resoluion #2014-315

## **11. MINOR REVISIONS AND CONSOLIDATION REGULATION, 2015**

Executive Council reviewed the briefing note.

MOTION:

Therefore be it resolved that:

- 1) The proposed regulation is hereby introduced.

Adopted by Consensus  
Resoluion #2014-316

## **12. LNG PROJECT VALUES STATEMENT**

The meeting went “in camera” at 11:53 am until 1:17 pm to discuss this agenda item

MOTION:

THEREFORE BE IT RESOLVED THAT:

1. Executive Council considers that in light of the special circumstance set out above a delay in consideration of the matter is not in the best interests of the Huu-ay-aht;
2. Executive Council hereby waives the requirement(s) that the report regarding the Substantive Matter be delivered in writing and four working days in advance of consideration.
3. Executive Council will go “in camera” to review and discuss the report on the Substantive Matter.

Adopted by Consensus  
Resoluion #2014-317

## **13. IN CAMERA SESSION**

The meeting remained “in camera” until 1:17 pm to discuss (a) Human Resources Matters and (2) Budget Decision.

There being no further business, the meeting adjourned at 1:18 pm.