

SERPENT RIVER FIRST NATION

195 Village Road
Cutler ON, P0P 1B0



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SRFN Chief and Council Meeting
Tuesday, August 9, 2022
Draft Minutes

Chair: Chief Brent Bissaillion

Council: Wilma-Lee Johnston, Kerri Commanda, Michelle Owl, John (Jack) Trudeau, Steve Meawasige, Shirley McLeod

Regrets:

Director of Operations (DOO): Tracey Seabrook

Staff: Tyler Gary, Communications Officer; Lilli Doughty, POLEA

Recording Secretary: Lilli Doughty

1) Call to Order/Opening Prayer/Remarks:

- The Chief and Council meeting was called to order at 6:00pm
- Councillor Trudeau said an opening prayer

2) Adoption of Agenda

MOTION: 2022-08-09-01

That Chief and Council adopt the Agenda for the Chief and Council Meeting of Tuesday, August 9, 2022, as amended.

Moved by John (Jack) Trudeau

Seconded by Steve Meawasige

CARRIED By Consensus

3) Declaration of Conflict of Interest:

- None declared at this time

4) Community Presentations

a) Elliot Lake Retirement Living

- Dan Gagnon, Rhona Guertin and Marielle Brown from the City of Elliot Lake, presented a PowerPoint on the Spine Road project and answered questions from Chief and Council, as well as community members

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5) Approval of Previous Minutes

a) Tuesday, July 26, 2022

MOTION: 2022-08-09-02	
That Chief and Council approve the Council Meeting Minutes of Tuesday, July 26, 2022 as presented	
Moved by	Steve Meawasige
Seconded by	Wilma-Lee Johnston
CARRIED	By Consensus

6) Business Arising from Minutes

N/A

7) Reports

a) Chief's Report

MOTION: 2022-08-09-03	
That Chief and Council accept the Chief's Report dated August 9 , 2022, as presented	
Moved by	Wilma-Lee Johnston
Seconded by	John (Jack) Trudeau
CARRIED	By Consensus
<ul style="list-style-type: none"> - The Chief presented his written report and answered questions from Council and community members - Council asked for the Project Coordinator to bring forward a report about the Nisoonag Partnership 	

b) Director of Operations Report (Interim)

MOTION: 2022-08-09-04	
That Chief and Council accept the Director of Operations Report dated August 9, 2022, as presented	
Moved by	Steve Meawasige
Seconded by	Shirley McLeod
CARRIED	By Consensus
<ul style="list-style-type: none"> - The Interim Director of Operations presented her written report and and answered questions from Council and community members 	

8) Doodem & Committee Minutes & Reports

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a) Eagle Doodem Meeting Minutes

MOTION: 2022-08-09-05	
That Chief and Council accept the Eagle Doodem meeting minutes of Jun 1, 2022, as presented	
Moved by	Steve Meawasige
Seconded by	Kerri Commanda
CARRIED	By Consensus

a) i) Recognition of new Eagle Doodem Members

MOTION: 2022-08-09-06	
That Chief and Council recognize Kala Day and Rebecca Csaszar as new members of the Eagle Doodem	
Moved by	Wilma-Lee Johnston
Seconded by	Michelle Owl
CARRIED	By Consensus

b) Bear Doodem Meeting Minutes

MOTION: 2022-08-09-07	
That Chief and Council accept the Bear Doodem meeting minutes of Jun 15, 2022, as presented	
Moved by	John (Jack) Trudeau
Seconded by	Kerri Commanda
CARRIED	By Consensus

b) i) Recognition of new Bear Doodem Members

MOTION: 2022-08-09-08	
That Chief and Council recognize Lulubelle Tessier as a new member of the Bear Doodem	
Moved by	John (Jack) Trudeau
Seconded by	Steve Meawasige
CARRIED	By Consensus

9) Business Arising from Minutes & Reports

a) Koognaasewin Council Negotiation Team Rep

MOTION: 2022-08-09-09	
That Chief and Council appoint Councilor Wilma-Lee Johnston as the Koognaasewin Council Negotiation Team Representative	
Moved by	Steve Meawasige
Seconded by	John (Jack) Trudeau
CARRIED	By Consensus
- Councilor McLeod was appointed as alternate representative	

b) NSTC Council Representative

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MOTION: 2022-08-09-10	
That Chief and Council appoint Councilor Michelle Owl as the North Shore Tribal Council Representative	
Moved by	Kerri Commanda
Seconded by	Wilma-Lee Johnston
CARRIED	By Consensus
- Councilor John (Jack) Trudeau was appointed as alternate representative	

10) Standing Items

11) New Business

a) ECDEV Second Council Representative

MOTION: 2022-08-09-11	
That Chief and Council appoint Councilor John (Jack) Trudeau as the Economic Development Second Council Representative	
Moved by	Wilma-Lee Johnston
Seconded by	Shirley McLeod
CARRIED	By Consensus

b) ELNOS Director Nomination

MOTION: 2022-08-09-12	
That Chief and Council appoint Councilor Shirley McLeod to serve as a Director of the ELNOS Corporation for the fiscal term 2022-2023	
Moved by	John (Jack) Trudeau
Seconded by	Kerri Commanda
CARRIED	By Consensus

c) Waste Disposal Agreement Update

MOTION: 2022-08-09-13	
That Chief and Council support a multi-pronged approach to waste management and support the renegotiation of a waste disposal agreement with the Town of Spanish as an interim measure until a longer term strategy can be put in place	
Moved by	Wilma-Lee Johnston
Seconded by	Steve Meawasige
CARRIED	By Consensus
<ul style="list-style-type: none"> - Demolition of buildings currently on hold due to shortage of staff and also trying to figure out where to dispose of materials. Interim Director of Operations to provide a timeline - Chief and Council answered questions from community members - Serpent River First Nation has been operating since 2013 without an agreement in place to dispose of waste at the Spanish Waste Site. At the current time, the Town of Spanish has been invoicing Serpent River First Nation based upon the unsigned agreement as of July 2013. Waste management is costly 	

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- Serpent River First Nation had an agreement in place with the Town of Spanish for twenty-five years which expired in 2013. There were two times in which the agreement was reviewed by different SRFN staff members but never negotiated and signed off.
- The Director of Operations and the Infrastructure Co-ordinator met with representatives from the Town of Spanish on July 27th to gain a greater understanding of the history related to this agreement. The Town of Spanish representatives provided the history of the original agreement and that we are currently operating without a signed agreement. Waste disposal for SRFN and the Town of Spanish is costly. The current cost to SRFN exceeds \$100,000 annually. While there is a concerted effort on both SRFN and Spanish to encourage recycling and proper waste management this continues to be an issue.
- The Town of Spanish has also identified the life span of the current waste disposal site expires in two years. They also identified their liabilities related to waste management is twenty years post the expiration of their site. There are increasing limitations on what can be disposed of in a waste disposal site. I.e. Building debris and rubbish, mattresses, paint cans, etc.
- In an effort to manage our current waste transfer station, we will begin providing supervision and daily oversight including surveillance cameras to address improper disposal of goods at our waste transfer station.
- North Shore Tribal Council has offered their support to foster and encourage members to recycle, along with other supports
There are opportunities to explore funding to support these types of initiatives.

d) Construction Contracting

MOTION: 2022-08-09-14	
That Chief and Council review and discuss the contractor options and support the option #2 and #3	
Moved by	Steve Meawasige
Seconded by	Shirley McLeod
CARRIED	By Consensus
<p>- Construction contracting has been practiced by the Serpent River Administration as per housing department guidelines. More recently, the contracting system has been revised to account for the standard and accepted construction contracting principles. Application of these principles is met with opposition from the local contractors. Therefore direction from Council is requested</p> <p>Tendering and contract management is a very specialized field in the construction industry. In this spectrum, contracting is a component of the tendering and project management. Construction contracting is typical of how we complete construction work or projects. It is the owner that has the responsibility of ensuring the work request and administration is legal and legitimate. In securing a bona fide contractor, there are 3 legal requirements that should be fulfilled:</p> <ul style="list-style-type: none"> ● Business Registration - a provincial registration. ● WSIB Registration - company registration protecting business and employees. ● Commercial Insurance - business insurance to protect the business from any liability. <p>The owner of the project would select the contractor based on work experience, price, knowledge, and ability to complete the work as described. Hence, at the housing office contracts were processed and approved by</p>	

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allowing the owner to be responsible for purchasing the Materials and Supplies required for the project. The contractor did not have to purchase the project materials and supplies.

The issue arose when the contractors were informed that contracts awarded would be based on SUPPLY and INSTALL, meaning that contractors are now responsible for the purchase of materials and supplies to avoid a potential liability issue

- The Serpent River housing office would engage local contractors to perform and complete work as described and requested. The ability and knowledge of these contractors is not being questioned, they do quality work when contracted. The issue arises when they are informed of the SUPPLY and INSTALL method of contracting. Basically reiterating the past method of contracting and why it is being revised at this time

OPTIONS:

1. Status Quo - that there are no changes in the administration of SRFN construction contracts. The responsibility and liability lies with the First Nation.
2. Supply and Install - a revision in how the construction contracts are administered. The contractor shall now be responsible for the procurement of all building supplies and materials. All contractors hired shall be bona fide contractors and meet all requirements.
3. That the administration (housing and infrastructure) revisit and review the draft Tendering Policy for future use

12. Next Meeting Dates

- a) C&C Duly Convened Meeting

13.) Adjournment

MOTION: 2022-08-09-15	
That Chief and Council adjourn the Chief and Council Meeting of Tuesday, August 9, 2022, at 8:18 p.m.	
Moved by	Shirley McLeod
Seconded by	
CARRIED	By Consensus

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