



**St'at'imc (PC) 2011 Trust  
Summary Meeting Minutes  
September 10, 2015  
Xaxli'p Band Office**

The meeting was opened by welcoming the new Trustees and everyone introduced themselves.

The Trustees received the Chromebooks purchased on behalf of the St'at'imc Trust and signed an acknowledgment of receipt.

The Trustees reviewed the agenda, no changes were required. The meeting minutes of June 10 & 11 were reviewed and approved with a couple of minor changes.

The paperwork for the appointment of the Samahquam and T'it'q'et Trustees was reviewed and one minor amendment will be required. The Trustees are awaiting the paperwork for the Skatin Trustee appointment.

The Trustees reviewed the updated Trust Deed of Appointment and Consent document which was modified to include wording from the Trust Indenture.

The Trustees terms of office document was reviewed and it was agreed that the start date of a new Trustee's term should reflect the day they are appointed while the end date will remain set at July 15, as decided at the Trust meeting on January 30, 2013.

For the benefit of the new Trustees, the background on the history of the Trust and a review of the Trust Workshop and Requirements and Roles & Responsibilities of a Trustee presentations were completed. It was noted that funds are available for one day of training for each new Trustee who can reach out to any current Trustee or previous Trustee for training and funds are available for both trainee and trainer.

The Status of Trust Funds was reviewed. It was noted that the total funds received from BC Hydro have been \$48,178,101 with \$24,203,770 being paid out. The book value of the Minimum Protected Amount ("MPA") totaled \$17,133,862.

The Summary of the Segregated Beneficiary Balance for each participating community as at August 31, 2015 was reviewed. It was noted that the MPA balance was approximately \$17.1 million (book value) and there is approximately \$2.6 million in unrealized gains making the total roughly \$19.8 million.

The Trustees reviewed the draft Participating Community Request document and requested several changes be made. The Administrative Trustee will make the noted changes and provide the document to the communities in 2016.

Payment requests received from the participating community were reviewed and approved.

At the last meeting the Trustees requested that the Administrative Trustee obtain a tax letter from Randy Munro of Deloitte, regarding whether the funds contributed into the Trust are capital or income. This request occurred as a result of concerns raised in the auditor's Management Letter. It was noted that it is Deloitte's position that the money that is contributed to the St'at'imc (PC) 2011 Trust from BC Hydro, at the direction of the participating communities, is capital and not income. The Trustees will now have their legal team at Farris to provide an opinion on the matter.

The Trustees reviewed the budget provided by Brenda Gaertner of Mandell Pinder to prepare an annotated version of the Trust Indenture. The annotated version of the Trust would provide the background and reasons the Trust indenture was drafted the way it was. The Trustees agreed that an annotated version of the Trust would be valuable. As the price to produce the document is high, it will be discussed at the Joint SA and Trust meeting in February.

The Trustees reviewed the draft 149(1)(c) letter. The purpose of the letter / PCR is to ensure that each participating community remains compliant with section 149(1)(c) of the *Income Tax Act*. This section references and that the participating community is a "public body performing a function of government in Canada" and is therefore not taxable. The letter and PCR will be emailed to the participating community and the community Trustee in 2016.

The Trustees reviewed the quote from MNP LLP to complete the 2015 audit and tax returns. The Trustees requested that the quote from MNP LLP include the cost of having a representative attend the two AGM's in 2016. A motion was made to retain MNP LLP as the auditor for the 2015 fiscal audit.

Recent communications received were discussed. It was noted that Cathy Narcisse has been hired as the Secretariat at the SCC. An email was received from TE Wealth to advise that "the world is not ending" despite the current market conditions and that he will be contacting the participating communities to discuss the market conditions with them.

A draft agenda for the joint meeting between the St'at'imc Authority and the Trustees in February was prepared and several topics were added.

The Trustees discussed the NATOA training program. The Trustees agreed that the course was a benefit and important for the Trustees to take. 3 more Trustees will take the course during the next term.

TE Wealth has signed off on the compliance certificate for the quarter, stating that the funds are invested in accordance with the Trust's Statement of Investment Policies and Guidelines.

It was noted that the auditors had provided a long list of issues in the audit management letter. As the letter was addressed to the Trustees, at the last meeting it was agreed that a sub-group of Trustees would review the letter and the documents which the Administrative Trustee had provided to the auditor. As a result of this review a few changes were made to the initially drafted response. The tax issue outlined in the audit management letter is the matter being sent to the Trustees legal team. The Trustees signed the audit management letter and it will be provided to MNP LLP

The Trustees discussed the amending PCR form and that tracking the forms is going to continue to be difficult to track. A draft simplified amending PCR form will be prepared and discussed at the December meeting.

The Trustees reviewed the feedback forms completed by attendees at the AGM meetings. The Trustees agreed that they need to highlight to the audience that the role of reporting how the money is spent is up to each PC's Chief & Council. The Trustees agreed to make this the first topic of the presentation.

The next Trustee meeting will be December 3, 2015.

