



By-election will be held March 1, 2014

The Yuułu?i?ath Legislature has called a by-election to be held on March 1, 2014. On that date eligible voters will be asked to choose a new member of the Legislature and also, to approve substantive amendments to the Yuułu?i?ath Constitution. The high cost of holding a separate public referendum on the Constitutional Amendments was the deciding factor in the Legislature's decision to combine the events.

Yuułu?i?ath President Charles McCarthy said it's important to get the Legislature seat filled quickly and Yuułu?i?ath Legislature member Geraldine Touchie agreed, saying she has already had a call from an Elder asking when the election would be held.

Voter turn-out is especially critical for the passing of the Constitutional Amendments. While the Legislature is able, and now has, passed the grammatical and technical changes to the Constitution, the substantive amendments must be agreed to by the majority of eligible voters. In recent history Toquaht Nation and Huu-ay-aht Nation have held referendums for updating substantive amendments to the

Constitution and those referendums failed because there was not enough voter turn-out.

There will be 505 eligible voters as of March 2014 and 202 of those voters will need to cast a YES vote for the Constitutional changes to take effect. In the 2011 election the total number of electors was 480 and the total votes cast was 184, about 38 per cent of eligible voters.

Lawrence Lewis has been contracted as the Chief Elections Officer who will receive the nominations for candidates and arrange for the All Candidates meetings. This year there will be polling stations in Hitacu and Port Alberni at the Maanulth office. Another new feature in this by-election will be the fact that all eligible voters will be sent mail-in ballots without having to request them. In the last election 69 members requested mail-in ballots and less than half of those were returned.

Nomination packages will be available at the Government House and can be downloaded from the election website.

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Photo by Lisa McKnight-Yeates
Eugene Touchie and Granddaughter Jaysen enjoy a giggle at the Christmas Dinner in Hitacu on Thursday. More photos on Pages 6 and 7.

Injection of \$937,000 to finish Lodges at Wya

Cost over-runs at Wya Resort have left YFN Resorts Accommodations LP looking for an additional \$937,000 to complete the last five lodges. On November 29th the Yuułu?i?ath Government's Executive Branch agreed to support a recommendation to the Yuułu?i?ath Legislature which would guarantee additional bank funding of \$437,000. The executive also agreed that \$500,000 of the net income from logging from Block F in Nahmint, should be diverted to

YFN Holdings to be distributed to the YFN Resorts and Accommodations Limited Partnership to finish the project. The logging income was approximately \$629,000. The bank guarantee and support of the Nahmint logging income will only be done after government covenants have been signed off. The covenants will outline the financial reporting responsibilities the parties must agree to in order to get the government supported financial injection. Yuułu?i?ath Government Chief Financial Officer Tamara

Nelson said "I'm suggesting while the government is backing the guarantees that we have more access to reporting." she noted that the covenants could contain information such as the draw requests and monthly interim financial statements.

The YFN Holdings Board made the request to the Executive in June, to secure income from Nahmint logging to cover the cost of the overruns at the lodges to the tune of \$562,359. At that time, the Executive Branch of the Yuułu?i?ath government told YFN Holdings that they must have detailed information including reasons for the cost increases, actual budget costs and a commitment to ongoing financial reporting, before they could consider the request that was not provided for in the 2014 Annual Budget Act.

designed to be 'off the grid' with no electricity which meant that propane water boilers and fridges were installed at a higher cost. The final lodges have been designed to include traditional power.

After assessing further information from YFN Management Services the Chief Financial Officer Tamara Nelson, recommended the governmentsupporttherecommendation from YFN Holdings Inc. provided that a number of conditions are met and that government covenants are signed. She acknowledged the budget over-runs on the project but said the building is 95 per cent complete. The Wya Resort is about 21 % over the original budget amount and the lodges are 36% over budget. "They have had budget over runs so it is a real risk but they are very close to the end of the project.

Originally all the lodges were

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If undeliverable, please return to:

**Yuułu?i?ath
Government House**
PO Box 699
Ucluelet, BC V0R 3A0

Toll Free: 1-877-726-7342

PM 42129516

Voters will go to the polls March 1, 2014

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As in the last election the Chief Electoral Officer will host a website with information about the election. The site contains information on your nomination checklist, downloadable forms for nomination, information about support letters for nominations and deadlines for nominations. You will also be able to check to ensure your name is on the latest voter's list. The website address is: [www.yfng-](http://www.yfng-elections.ca)

[elections.ca](http://www.yfng-elections.ca)

A Hit-tat-soo Assembly has been called for Wednesday, January 29th to discuss the election and the vote for Constitutional Amendments. A second community meeting will be held on February 17th to review the substantive Constitutional Amendments with citizens. The amendments fall into two categories, the grammatical and technical amendments which were reviewed by members of the Treaty

Implementation Committee as well as staff and members of the Legislature.

At the December 9th meeting of the Legislature the technical and grammatical amendments to the constitution were adopted by the Legislature. Substantive amendments must be approved by the electorate; a break-down of what amendments you will be asked to consider are outlined on page 12.

Two Hitacu Assemblies will

take place before the election, to help clarify election issues. There will also be an All Candidate's meeting held; information will be posted in the next edition of the Umacuk.

If you have moved or changed contact information in the last two years you are asked to contact Jeneva at the Government House at 1-877-726-7342 extension 201.

NOTICE IN ACCORDANCE WITH YUULU?IL?ATH LAW

Notice is hereby given that the Yuulu?il?ath First Nation Government has called an By-Election in accordance with the *Elections Act YFNS 8/2011*, for the purpose of electing one (1) to the office of Yuulu?il?ath Legislature on March 1, 2014 for the remainder of the existing Legislative term.

YUULU?IL?ATH FIRST NATION GENERAL NOTICE TO ELECTORATE

Yuulu?il?ath First Nation Members are advised that a By-Election has been called to elect one (1) person to the office of Yuulu?il?ath Legislature on March 1, 2014 for the remainder of the existing Legislative term.

Specific and required Notices pursuant to the Yuulu?il?ath First Nation Government *Elections Act YFNS 8/2011* will be forthcoming and shall be prepared and posted as required by the Electoral Officer.

All official Notices, Forms, Documents and information from the Electoral Officer will also be posted at this special elections website:

www.yfng-elections.ca

You will also be able to contact the Electoral Officer securely and confidently directly from the website above. To register to receive text-message updates and access important election related information, and election related news and events.

News from the Executive

The Executive Branch of the Yuulu?il?ath Legislature signed a Memorandum of Understanding with the West Coast Multi-plex Society following a presentation by co-chairs, Susan Payne and Tim May on December 10th. The MOU does not obligate the nation to support the project financially; earlier this year other communities on the west coast were engaged in a referendum to support operating deficits for the multiplex; however, Yuulu?il?ath did not take part.

The MOU will assist the society in their fund-raising efforts; the society aims to raise \$10 million for the proposed arena complex.

Alberni-Clayoquot Regional District chair Cindy Solda and CEO Russell Dyson met with the Executive to discuss a proposed Community-to-Community Forum in the new year, and to discuss a study currently underway that takes a look at regional transportation. The ACRD obtained funds through VIHA to fund a study which will look at the lack of transportation in the region and the effect of that lack of transportation on residents of the west coast. Improved transportation could assist people with health appointments, education and employment.

The Executive enacted its 21st regulation by approving the Wya/Yurts/Cabin Eco Resort Loan Guarantee Amendment Regulation.

Chief Financial Officer Tamara Nelson reported to the Executive that there is a need for an additional person to serve on the Finance Committee. The position has been advertised and no candidates have applied. The Executive members agreed to try to find individuals to sit on the Finance Committee and said preference will be given to candidates who have a background in finance, and, that the candidate would not necessarily need to be a Yuulu?il?ath citizen.



The Maa-nulth Nations signed a government to government memorandum of understanding with the province of BC on December 3, 2013. Shown here from left to right, signing on behalf of their nations, Elected Chief Huu-ay-aht, Jeff Cook, Tess Smith, elected Chief of Kay:'yu''kt'h'/Che:k'tes7et'h' First Nation, Taayii Håwiih Anne Mack, Toquaht, Uchucklesaht Chief Councillor Charlie Cootes Sr, Yuulu?il?ath President Charles McCarthy and Aboriginal Affairs and Reconciliation Minister John Rustad. Witnessing for Yuulu?il?ath was Taayii Håwiih Wilson Jack.

Maa-nulth Nations and province of BC sign memorandum of understanding

Yuulu?il?ath and other Maa-nulth Nations signed a government to government memorandum of understanding with the province of BC on December 3, 2013, that will set up a direct consultation body at the senior level of government. According to Maa-nulth Treaty Society President Uchucklesaht Chief Councillor Charlie Cootes Sr, the memorandum of understanding will provide a short-cut to senior levels of government. Yuulu?il?ath President Charles McCarthy and Taayii Håwiih Wilson Jack signed on behalf of the Yuulu?il?ath nation and representatives from the Legislature, Geraldine Touchie, Alan McCarthy and Larry Baird, were present for the signing.

Aboriginal Affairs and Reconciliation Minister John Rustad joined the chiefs of the Maa-nulth nations for a joint signing ceremony; also signed that day was the Foreshore Agreement which will give the nations the power to create bylaws over the foreshore which includes the shoreline above the high tide mark plus the intertidal zone.

Minister Rustad said it was a momentous occasion two years ago when the Maa-nulth nations, "came out from under the Indian Act." The Maa-nulth treat was the first treaty signed on Vancouver Island and is the only multi-nation treaty in BC. He recounted a story about an event that took place following the Implementation Agreement, when a fire was built and a copy of the Indian Act was burned, one page at a time. "I can't imagine the feeling of release that would have come with that," he commented.

Maa-nulth Treaty Society President, Uchucklesaht's

Chief Councillor Charlie Cootes Sr., said it was a "long, bumpy journey," through the treaty process and he said the difficult part of implementing the treaty has just begun.

Vice-president of the Maa-nulth Treaty Society, Huu-ay-aht's Tom Happynook said the treaty can be used as a tool to move nation's forward. "We have successfully shed the shackles of the Indian Act and have risen from the ashes of colonialism. We are now standing on our own two feet, making our own decisions about the future for our communities and our people," he commented.

Following the signing of the memorandum, the Chiefs met privately with Minister Rustad to discuss accessing pooled borrowing and CMHC programs. Access to low-cost borrowing for capital projects and economic development is critical for the Maa-nulth nations whose authority under the treaty precludes some requirements of First Nation's Financing Authority access. Yuulu?il?ath President Charles McCarthy noted that the nation is busy developing businesses in the hopes of raising the standard of living for citizens. "We don't want to tie up too much money and our nation would benefit from low cost borrowing."

President McCarthy also brought up the issue of the slow pace of boundary survey work, which was promised by the province during the treaty process, but has been slow in proceeding. The province admitted the process was moving slower than it should be and agreed to make it a priority.

"we keep pouring money into something...they keep coming to the trough and keep getting money."

Yuulu?il?ath President Charles McCarthy pointed out that the proposed covenants would mean that government could "keep an eye and any misspending would be documented." Legislature member Alan McCarthy said he was "looking for certainty that things are going to be followed...to make sure that cost over runs don't happen."

Motions to recommend that the government borrow approximately \$700,000 to finance

infrastructure work (roads, water and hydro) at the Wya Resort and Lost Shoe Creek properties was tabled for further information.

Executive members discussed the water issues at the Wya Resort and the fact that water for the lodges is currently pumped from a small lake; the long term plan is to consider hooking into the District of Ucluelet's water supply. Road improvements and the installation of hydro at the Wya Resort is also in the long-term planning.

Executive agrees to support completion of Lodges at Wya

CONTINUED FROM PAGE 1

Estimates to complete are much closer to reality than budget numbers a few years out," she said. She also noted that the longer a construction project takes, it is more likely there will be budget over runs. "There really is only one option and that is to complete the remaining lodges," she said.

Larry Baird reminded the executive that last year one lodge was cut from the plan, (originally the resort was for 10 lodges). "In order to balance the budget we had to drop one lodge," he said, adding,

Nuu-chah-nulth offers \$25,000 reward for info on recent illegal elk hunt

The Nuu-chah-nulth Tribal Council and the Nuu-chah-nulth First Nations are offering a reward of \$25,000 for information leading to the arrest and conviction of the person, or persons responsible for the unauthorized and illegal slaughter of elk in Nuu-chah-nulth traditional territories. Since April there have been eight elk kills in the Alberni Inlet and Barkley Sound areas. In some cases part of the animal was harvested and in other cases the animal was shot and not harvested at all. The Chiefs urged those responsible to come forward on their own.

“We need to send a strong message that illegal hunting in our territory will not be tolerated. Yuulu?il?ath has historically cared for our resources with the utmost respect so to find elk slaughtered in this way, with the animal not being fully harvested, is disgraceful. Hopefully this reward will flush out whoever is responsible for this act. As Nuu-chah-nulth people, we need to protect the wildlife in our territory so it will be sustainable for future generations. Any increase or decrease to the herd will determine our future allocation,” Chuck McCarthy, Yuulu?il?ath President.

At a press conference on December 3, 2013 the Nuu-chah-nulth Chiefs announced the award. A press release stated, “Nuu-chah-nulth First Nations leadership supports the im-

mediate arrest and prosecution of the person or persons responsible for the illegal and unjustified recent elk kills in Barkley Sound and the Alberni Inlet areas. The Nuu-chah-nulth Nations are committed to protecting and conserving the wildlife and fisheries resources in their territories.”

The outrage stems from a number of incidents where elk were found in the two areas, and either the entire elk carcass was left or partial harvesting was done. The First Nations’ territories are not open to non-aboriginal hunters and are accessible to aboriginal hunters by permit and permission only. In the Maa-nulth Treaty, Yuulu?il?ath is allowed to harvest one elk per year and a public draw is done to choose one hunter of those eligible hunters who hold a Yuulu?il?ath Harvest Card and the valid provincial certification. Yuulu?il?ath hunters who do not follow the rules could have their harvest cards revoked by the government.

The nations are committed to building a partnership with the BC Conservation Service, Debra Foxcroft, NTC President told the crowd. She said elk are integral to Nuu-chah-nulth culture and that wildlife is valued for food and that traditional values, culture and law prohibit the killing of elk for amusement or sport. “Some of these elk were left whole after they had been shot; that is completely contrary to our traditions,” she added.

Yuulu?il?ath Legislature member Larry Baird said this is not the first time the Nuu-chah-nulth have confronted this type of poaching activity. He recalled an incident years ago where elk were poached from Nahmint and both were pregnant. “We did catch them, they were two of our members, and our community shunned those young men for many, many years,” he told the crowd.

Elected Chief of Tseshaht, Hugh Braker said “Those responsible deserve to be prosecuted to the full ex-

tent of the law.” And, he added, “we’re going to find you.” BC Conservation Officer Sgt. Ben York offered this stern warning, “you can either come to us or we’re going to come for you.”

Anyone with information on the illegal elk hunt is asked to share that information with the BC Conservation Authority or anonymously call the Report All Poachers and Polluters Tip Line at 1-877-952-7277. Alternatively those with any information can also contact Tseshaht Chief Councillor Hugh Braker at (250) 735-9888.



submitted photo

Eleven elk have been slaughtered in recent months. Some have been partially harvested and others, like this one, were shot and left.

Yuulu?il?ath GOVERNMENT DIRECTORY

100 Hitatsoo Road, Hitacu, BC. PO Box 699 • Ucluelet, BC V0R 3A0 • www.ufn.ca • Phone: (250) 726-7342 / Toll free: 1-877-726-7342

YFN LEGISLATURE

Charles McCarthy
President
chuck.mccarthy@ufn.ca

Wilson Jack
Taayii Hawil
wilson.jack@ufn.ca

Lawrence D. Baird
Member of Legislature
larry.baird@ufn.ca

Alan W. McCarthy
Member of Legislature
al.mccarthy@ufn.ca

Geraldine Touchie
Member of Legislature
geraldine@ufn.ca

Rose Marie Touchie
Member of Legislature
rose.touchie@ufn.ca

Tad N. Williams
Member of Legislature
tad.williams@ufn.ca

YFN ADMINISTRATION

Frank, Iris
Director of Operations Ext.206
iris.frank@ufn.ca

Williams, Suzanne
Administrative Coordinator;
Ext.205
suzanne.williams@ufn.ca

Touchie, Jeneva
Receptionist, Ext. 201
jeneva.touchie@ufn.ca

Klotz, Christina
Citizen&Enrolment Registrar(726-7342)Ext.209
christina.klotz@ufn.ca

McKnight-Yeates, Lisa
Communications Coordinator;
Ext. 202
lisa.mcknight-yeates@ufn.ca

YFN DEPARTMENT OF FINANCE

Nelson, Tamara
Chief Financial Officer, Ext. 207
tamara.nelson@ufn.ca

Ruchel Stevens
Intermediate Accountant
ruchel.stevens@ufn.ca

Mundy, Melody
Sr. Accounting Assistant, Ext. 216
melody.mundy@ufn.ca

Touchie, Sheila
Accounting Assistant, Ext. 215
sheila.touchie@ufn.ca

DEPARTMENT OF LANDS

Mead-Miller, Darren
Manager of Lands and Resources/
Asset Management Ext. 210
darren.mead-miller@ufn.ca

Robinson, Amelia
Administrative Assistant -Lands
Registrar, Ext. 203
amelia.robinson@ufn.ca

Shirley, Emily
Public Works, Ext. 210
emily.shirley@ufn.ca

Touchie, Marilyn
Housing Coordinator, Ext. 219
marilyn.touchie@ufn.ca

Touchie, Debbie
Custodian

DEPARTMENT OF COMMUNITY SERVICES

Phone: (250) 726-7343
Toll free: 1-866-900-7343
501 Hitatsoo Road, Hitacu. BC

Wickham, Trevor
Manager of Community Services,
Ext. 226
trevor.wickham@ufn.ca

Mundy, Lorraine
Sr. Administrative Assistant,
Ext. 227
lorraine.mundy@ufn.ca

Mundy, Debbie
Social Development Coordinator,
Ext. 223
debbie.mundy@ufn.ca

Valentine, Gloria
Community Wellness Coordinator
Ext. 224
gloria.valentine@ufn.ca

Hagar, Sarah
Child and Youth Support Worker
sarah.hagar@ufn.ca

Williams, Veronica
Receptionist Ext. 221
veronica.williams@ufn.ca

Touchie, Dr. Bernice
Language Coordinator (726-7342)
Ext. 211
bernice.touchie@ufn.ca

Touchie, Vickie
Preschool/Daycare Supervisor
(726-2208)
vickie.touchie@ufn.ca

George, Stella
Care Aide

Mack, Kaila
Home-maker

YFN MANAGEMENT

SERVICES
(250) 726-3499
100 Hitatsoo Road, Hitacu, BC.

Jones, Trevor
Chief Executive Officer
udcea@ukeccable.net

Silva, Crystal
Executive Assistant
udcea@ukeccable.net

Touchie, Tyson
Economic Development Manager
ecdevman@ukeccable.net

McCarthy, Alan
Fisheries Manager
fisheries@ukeccable.net

Elders discuss traditional camp for Yuułu?ił?ath

Yuułu?ił?ath Elders met in late November to discuss possible locations for a Traditional Camp. Geraldine Touchie welcomed the Elders to a luncheon and introduced Tim Sutherland, who is coordinating the project to build the camp.

Tim gave a brief introduction of the project. "I've brought maps of the Traditional Territory and I'm asking you today to put a check mark on the map where you think would be a good area to locate this camp, preferably at a village location. Every village site that your community had along the coast was there for a reason," he said, adding "it was either good for hunting or fishing or shelter and there was always a source of drinking water." He encouraged Elders to look at the map of the area. He handed out an action plan for the camp, which outlines the time frame and the project to be completed.

Several elders gathered around the map and talked about seasonal village sites in Nahmint and Effingham Inlet, which are both in the Treaty Lands. Two spots were chosen in Effingham Inlet, one which was a summer village site of ?Uutes near the entrance

of Effingham and the other site was K^winiik^wuł Ča?ak (Coer'd Alene Creek area, half way down the inlet where there are culturally modified trees. Raymond Haipee reported the one site is near petroglyphs (rock engraving) and, he commented that there are black cod and dog salmon in both areas.

Nahmint was also chosen as a site by the Elders because it has a boat launch and can be accessed by road. At one time there was a summer village at Nahmint where there were several small cabins. The distance of Nahmint in relation to Hitacu was discussed and eventually the project coordinator removed this possibility from the site selection.

Tim said the initial plan is to build a long house and then a cook shack and cabins. Elders seemed enthusiastic about the project; Marjorie Touchie asked if the camp would be used for immersion camps similar to Copper Island and Geraldine Touchie remarked that a beach front and fresh water would be important considerations. Jack Touchie said he's too old to do the physical work at the camp but he's got some ideas about the type

of shelter he would like to see built initially.

The next step for the Traditional Camp project will be a boat trip for the Elders and camp coordinator to visit

the two sites to see how suitable either might be for a camp. Yuułu?ił?ath President Charles McCarthy volunteered his boat for the reconnaissance trip.



Marjorie Touchie and Geraldine Touchie look over a map of the Treaty Settlement Land as part of the workshop aimed at determining a location for a traditional camp.

Ma-mook board hears new environmental

The Board of Directors of Ma-mook Natural Resources were presented with an alternative to logging pristine forests in TFL 54 at a meeting in early December--a plan that would see a 20 million dollar deal with the Nature Conservancy of the United States.

Rick Lindholm, a former board member (representing Hesquiaht Nation) said board members that last year they supported a "three-way loan", an agreement between industry (Probyn), the environment (Nature Conservancy) and "our communities" (central regions), to fund the "moving forward of this company." He said five million of the 25 million proposed would go to Iisaak to "clear up debt." Lindholm told about a dozen representatives on the Mamook board that the Nature Conservancy is "prepared to sit with us and present this deal to their international board." He suggested that the remainder of the initial loan, about 1.2 million would have to be written off and five million would assist Iisaak and help with legal efforts for Ma-mook to go to the government and leverage funds.

He told the board that there

is not much in the way of harvestable wood without logging pristine areas. He estimated there is about 800,000 meters in total, about 500,000 cubic meters which is accessible. He estimated the wood could provide harvesting for six to eight years and would net between five and ten million dollars. He said the valuation of the company would be "pretty close to even" once the value of the wood and the debts are tallied. He offered a snapshot of Iisaak, saying it lost \$1.5 million in 2011 and the same in 2012 and referred to the Iisaak AGM where an accountant spoke about cleaning up the books but the financials were not presented. Overall, Ma-mook Natural Resources might break even, Lindholm reported, if the TFLs were sold and the property owned by Ma-mook was sold.

"My concern is that we never took any information (financial) home from that meeting. We got bits and pieces then and now we're getting bits and pieces again," complained Yuułu?ił?ath President Charles McCarthy.

McCarthy questioned why the Nature Conservancy would loan 25 million to a company if the harvest-

able timber is worth less than half that. "Obviously there is value in the timber that is standing," he said. President McCarthy said he didn't understand how a charitable organization could possibly compensate the community partners for lost jobs. At one time there were 30-50 of our people working at Iisaak and how many are there today?" he questioned.

Another frustrated board member, said "I'm not sure what kind of meeting we're running here; if we are going to bring this information to our communities we need some answers."

Equal partnership by the nations in the TFL's was also a contentious issue addressed at the meeting. Haahuuli based logging has been suggested by some of the nations, who's traditional territory lies within the TFLs, but that would leave Toquaht and Yuułu?ił?ath out of the mix. McCarthy reminded the board that Yuułu?ił?ath had injected cash through loans to the company and said the nation should be respected as an equal partner. Gary Johnson of Toquaht said, "I'm in agreement with Chuck. Toquaht is willing to be bought out, or transition out if that's what the three

Clayoquot Nations wish but we're willing to stay at the table, because we believe in the group working together." He added that they would only be willing to transition out of Ma-mook as an equal partner.

Yuułu?ił?ath Legislature member Larry Baird pointed out that in the early years of Ma-mook, logging was done in Yuułu?ił?ath's territory. "We had 20 to 30 loads a day coming out of our territory." He said the money that was made from that logging was re-invested in Iisaak, not paid out to the nation. "We've always sat around this table and asked for what is best for us collectively," he added.

The idea to turn to the environmental group for financial assistance was met with mixed reviews. Tla-o-qui-aht Hereditary Chief Muuchinink, Bruce Frank commented, "I have a hard time going to bed with the enviros to stop logging," and added, "our experience with outside groups is not good."

Representatives from Hesquiaht nation said they would be interested in hearing what the environmental group has to say.

Yuulu?il?ath News



Bella Jack and Grandson Matthew.



Community Photo at the 2013 Annual Yuulu?il?ath Christmas Dinner



James Joseph sits on Santa's lap.



A tired Matthew Touchie-Edgar finally got his chance to sit on Santa's lap.



Elders Richard Mundy and Gordy Taylor enjoyed the Christmas dinner.



Anastasia McCarthy gets a gift from Santa.



Charles McCarthy and Sam Johnsen carve turkeys at the 6-Plex.



The Culture Group led by Lindsay McCarthy, (shown with Eddie Mack Jr. and Kenneth Miller).

Community Newsmakers



held in Hitacu on December 12th



Onesies: Suzie McCarthy, Jade Touchie, Jada Touchie and Randi-Lee McCarthy.

Photos by
Lisa McKnight-Yeates



Grandma Lorraine Mundy with Jaime.



The Community Hall was packed for the annual Christmas dinner.



Charles McCarthy



Hitacu in gingerbread, made by local youths. Above, the young girls inspect the tasty treat.



Lawrence Lewis named as Chief Electoral Officer for upcoming Yuulu?il?ath Legislature by-election

Lawrence Lewis has been named as the Chief Electoral Officer for the upcoming Yuulu?il?ath by-election.

Lawrence is a member of the We Wai Kai Nation (Cape Mudge) and presently resides in Victoria with his wife (18 yrs) and 2 children – both adopted from China (Kate – 5 yrs and Alex 2 yrs). Lawrence presently is working with the Malahat First Nation to advance and focus their governance and administrative structures, and install their economic and business authority.

Experience

Lawrence has over 20 plus years working with First Nations, FN Agencies and all levels of Government primarily on Vancouver Island and British Columbia. He has spent his entire career working with and supporting First Na-

tion development of governance, elections and economic/business - always with a view to growing aboriginal communities, protecting aboriginal title and rights, and enhancing cultural and social values and priorities. Lawrence combines his understanding of government and business processes with the pragmatic awareness and respect of Indian people for the detail required to ensure successful growth, planning and sustainability.

Lawrence has conducted over 150 successful elections including Treaty, Custom and Indian Act; has never had an appeal conducted against an election outcome while Chief Electoral Officer. He has also provided consulting expertise in the development of Custom Election codes for a number of First Nations in BC, including his own First Nation (Cape Mudge Indian Band). Lawrence was the Chairperson for the First Nation Elec-

toral Officers Association (FNEOA) of western Canada for 2 terms.

Education

Lawrence has completed his Master in Leadership (M.Ed.) and Bachelor of Arts (B.A.) along with other Diplomas in Governance and Public Administration all from the University of Victoria. Other diplomas include Business Management, FN Schools Management and International Trade.

Service

Lawrence believes strongly in community service: He is presently a Rotarian of 8 years, and has by invitation been a Director for the Strathcona Community Futures (4 yrs), Campbell River Museum (4 yrs), Provincial Task Force for Aboriginal Economic Development (2 yrs), Vice-President and President - UVic Native Student Union (over 2 yrs) and sat as National

Aboriginal Student Spokesperson with the Canadian Federation of Student (2002-03).



In accordance with Yuulu?il?ath Law

Notice is hereby given that the Yuulu?il?ath Legislature has initiated a Hitacu Assembly in accordance with the Constitution and Government Act YFNS 2/2011.

The Hitacu Assembly is scheduled for Monday February 17th 2014; 5PM at the Yuulu?il?ath Community Hall.

Dinner will be provided; all citizens are invited to attend.

The agenda is in draft form until approved by the Citizens at the Hitacu Assembly. (Additional items may be added at the time we adopt the agenda.)

Agenda Items:

1. Meeting called to order
2. Opening Ceremonies/Welcoming remarks
3. Motion and discussion to adopt the agenda
4. Economic Development Update
5. Announcements/Discussion
 - a. _____
 - b. _____
 - c. _____
6. Updates
 - a. Lands and Resources & Asset Management
 - b. Community Services
 - c. President
 - d. Finance
 - e. Director of Operations
7. Adjournment

For more information please contact Christina Klotz, Law Clerk
Ph: 250.726.7342 extension 209 | Email: christina.klotz@ufn.ca



A group of foreign investors were recent guests at the Lodges at Wya Resort; the group from China, stayed at the Lodges and visited the proposed resort site.

2014 By-election Website

www.yfng-elections.ca

LVI hears from Yuułuꞑilꞑath leaders

Two Yuułuꞑilꞑath citizens are being groomed as future leaders via a year-long course offered by Leadership Vancouver Island (LVI).

Jeneva Touchie and Suzanne Williams are participants in the inaugural West Coast LVI and are positive about the experience thus far. LVI is a community leadership program coordinated by the Leadership Society of Vancouver Island. It is based on a number of leadership programs and evolved to become unique and effective leadership development experience aimed at joining individual citizens with business, government and non-for-profit organizations to foster a positive future for Vancouver Island.

"I'm learning more about myself than I ever thought possible," Jeneva said. She has taken other courses to learn about leadership but the LVI course has her examining herself to find her leadership qualities. "I didn't expect that. They want you to focus on yourself and what kind of leaders you are and what kind of leaders you want to be," she said. Jeneva said it was tough turning off her inner monologue. "I never realize that when people were speaking to me I'm chomping at the bit, thinking about what I need to do next. Now I'm trying to be a good listener," she commented.

Suzanne is learning to overcome her shyness. She doesn't enjoy being in the spotlight and mentioned this to the group she's working with at LVI. "They knew I wasn't comfortable so they made me do the first presentation," she laughed, noting that it wasn't quite as scary as she had imagined. She's learning that it's important to not just sit back, but to be an active participant as well. In an effort to overcome her shyness Suzanne is considering joining Toast Masters, an international organization which is aimed at assisting people improve their communication and public speaking skills.

Community Leadership Days will be held in every community on the coast and last week was Yuułuꞑilꞑath's turn to be the host community. The LVI group and some Yuułuꞑilꞑath leaders met at Kw'isitis Feast House to learn about inclusive leadership and valuing diversity. Yuułuꞑilꞑath President Charles McCarthy, Yuułuꞑilꞑath Government Director of Operations Iris Frank, YFN Economic Development Manager Tyson Touchie and youth leader Mitchell Touchie were guest



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speakers for the day. Each session names two LVI participants as Leaders of the Day, and for Yuułuꞑilꞑath Day, Jeneva Touchie was one of the leaders who facilitated the session.

Tyson Touchie welcomed the group and talked briefly about traditional governance within tribes.

Before the next guest speakers on leadership, the conversation took a drastic turn after an LVI participant read a letter about the recent forum on hunger experiments at Indian Residential Schools in the 1940s and 50s. That letter sparked a difficult conversation with Charles McCarthy sharing his personal experience of residential school and Iris Frank sharing her experience of generational trauma which stemmed from her parents attending residential school. The pair answered questions from LVI participants who asked what could be done in order for people to move forward in the healing process and for non-aboriginals to gain an understanding of the effects of Indian Residential School. Following the session, one participant wrote this: "to listen to the strong and amazing and truly authentic people that we heard today was life changing for me."

The leadership conversation started with Yuułuꞑilꞑath President Charles McCarthy talking about the treaty and what the treaty means for the Yuułuꞑilꞑath people. He explained that

changes in the community may not be felt for some time, but the job of laying the foundation for change has started. He shared his hopes for the future, saying, "to have pride, our people need to be successful and then the quality of their lives will improve." He talked about the dependency generated by the old INAC system and said, "it was holding us back, never allowing us to follow our dreams and succeed." He pointed to the businesses being built to generate taxes, and he mentioned the fact that citizens will be able to own homes. He noted that the businesses will not only help Yuułuꞑilꞑath citizens, but the local economy as well.

President McCarthy said it wasn't his dream to become the President; he was approached because people felt he could contribute something to the job. "I'm a commercial fishermen, it's been my livelihood since I was 17." He told the group he's been able to diversify in the fishing industry and "I've been fairly successful at it," he commented. Running his own business has been helpful in his current role as President as the government has had to make tough business decisions.

He admitted that he's not the type of politician who likes to be in the spotlight and said the reality of the job is often different than one might expect, "it's hard on the family and takes a lot of time," he said, and added

that the job also produces a fair amount of stress.

When asked about the hardest part of being elected leaders he replied, "it's disheartening sometimes dealing with the naysayers, It's easy to pick anything apart. My view is to come with a proactive approach. Come with solutions. It's easy to complain and that is trying at times," he admitted.

Iris Frank told the LVI group that she loves her job because she has the ability to effect change. She described her leadership style as a team leader and said she takes a team approach to leading the government organization, trying to fit the right people into the jobs that they are best suited for.

President McCarthy would like to see young people get involved in the local politics. "I've been encouraging younger people to run for our upcoming by-election; we need someone to step up to the plate with a vision. He told the LVI group he feels privileged to serve the nation, and said, "I believe in our community."

Mitchell Touchie was the youth leader who spoke to the LVI in the afternoon session; his talk was called Using Digital Stories to engage the community.

Language and Culture



Top left: Elder Barbara Touchie will resume language lessons with Dr. Bernice Touchie, in the new year. Top, Raymond Haipee teaches Johnny George how to carve a mini paddle as part of the cultural teachings at the youth and learning centre in Hitacu.

Crisis Volunteers needed for West Coast Victim Services

Training Provided

Contact 250 724-8910

Email tamara.cocco@rcmp-grc.gc.ca

- Be at least 19 years of age; Attend all training sessions;
- Make a 1 year commitment following training
- Agree to a RCMP Enhance security clearance
- Be proficient in spoken and written English;
- Possess common sense, maturity, emotional stability; and be able to handle difficult situations in a calm manner
- Must possess a valid BC drivers license

Six Yuułu?il?ath citizens pass UVic Nuu-chah-nulth language course

Yuułu?il?ath citizens passed Language 501, a course offered locally through the University of Victoria. Dr. Bernice Touchie taught the class with the assistance of Yuułu?il?ath Elder Barbara Touchie and Gale Johnson of Toquaht. There were a total of 14 students taking the course both Yuułu?il?ath and Toquaht citizens. Local students included: Maureen Louie, Vi Mundy, Bob Mundy, Marjorie Touchie, Gloria Valentine, Samantha Touchie and Rose Touchie. The course will be offered again in the new year.

Education Funding

APPLICATIONS NOW BEING ACCEPTED

Any citizens seeking funding to assist with post-secondary education are asked to submit an application by January 31, 2014.

Funding is available for post-secondary education and occupational skills funding. Students planning to attend school at any point in 2014; need to submit an application before January 31, 2014.

Whether you have received funding in the past or you are a new student, an application must be completed.

Application forms are available at the Government House or Community Services Centre. If you need a form mailed, please call Lorraine Mundy 250-726-7343, extension 227, or toll-free at 1-866-900-7343.

Completed applications can be faxed, emailed or dropped off at the Department of Community Services, addressed to the following:

Trevor Wickham
PO Box 699, Ucluelet, BC V0R 3A0
Fax: 250-726-7396
Email: Trevor.Wickham@ufn.ca

DEADLINE: January 31st, 2014 at 4:30 p.m.

COMMITTEE MEMBERS NEEDED

Applications are being accepted to fill vacant seats on the following committees:

- Finance Committee (one seat)
- Community Services Department Committee (two seats)
- Environmental Protection Committee (only one seat has been filled)

For more information on the committee mandate and duties please contact Suzanne Williams at suzanne.williams@ufn.ca or by telephone at **250-726-7342.**

Successes and challenges shared at Maanulth AGM

The Maa-nulth Treaty Society held its annual meeting at Kwisitit Feast House on December 2, 2013. President Charlie Cootes reported that 2013 “has seen a continuation of the activities begun in the first year after effective day—the development of administrative structures, the placement of personnel, the implementation of the mechanisms for service delivery, the development of necessary regulation and the addition of new laws and fine tuning of existing ones.”

He said the Nations continued to address issues with British Columbia and Canada that were punted in order to complete the treaty by April 1, 2011. The Foreshore Agreement was finalized in the last year (signed the day after the AGM) and the Reasonable Opportunities Agreement is also nearing completion. The Joint Fisheries Committee is operating, “although there are still issues with Canada’s representative, the Wildlife Council is operating and all Trusts are in place and working.

The Health Services Agreement has been negotiated with the NTC and is in effect. And, the Implementation Committee is active but dealing with Canada “has been challenging” Chief Cootes pointed out.

The Financial Statement of the Maa-nulth Treaty Society (as of March 31, 2013) was also presented at the AGM. Contributions from the MN First Nations totaled \$789,612 in 2013; total revenue for the Society was \$846,115. The cost to each nation varies dependent upon participation in certain projects; there are shared costs between the nations when they partner on certain projects and not all nations partner on all the projects. Maanulth Treaty Society had an operating fund of \$762,676. and equity (surplus) at year end was \$214,072, which will roll over to the next year. The accounting firm McIntosh, Norton and Williams were appointed as the auditor for Maa-nulth.

Each of the Maa-nulth nations reported on activities of their nations. Getting used to the new

government processes, creating laws and updates on economic development activities and infrastructure were the general themes of the reports by each of the Nations at the Maa-nulth AGM. Each of the Nations reported on activities during the past year and the subject of how to get citizens to participate in Assemblies was a common theme. Most of the Nations provide a meal with the Assemblies, and some have opted to provide lunch and dinner, while others are offering prizes, transportation and baby-sitting services to attract citizens. Two of the Nations reported on failed referendums to change their constitution.

the Nation received for fish licenses; noting that the money has been set aside for now because the price to buy quota is too high at this time; he added that once the “license cost comes down and the opportunity comes along to purchase reasonably priced quota”, the Nation will look to do so.

Kay:’yu’’kt’h’/Che:k’tes7et’h’ First Nation

Tess Smith, elected Chief of Kay:’yu’’kt’h’/Che:k’tes7et’h’ First Nation said the Nation has been working on developing the laws. There will be new housing being built in the

and the vote failed because they did not meet the voter minimum threshold. They will be holding a second vote in February. He also reported on the new campground at Secret Beach and the fact that the main campground and boat launch remain closed, and will for the foreseeable future, due to contamination from former mining operations. The Nation is contemplating three different Run of the River micro hydro projects and hopes to use logging revenue from logging in the TSL and through a community forest with the District of Ucluelet, to further their economic development.

Uchucklesaht

Carla Halvorson, a councillor with the Uchucklesaht Legislature provided an overview of activities for that Nation. She reported that in the past year there has been a water work system upgrade for the remote village of Elhlateese.

A water work system has been upgraded for the community of Ethalteese and a new hybrid generation station was opened in July, bringing the community a reliable power supply. Plans are in the works to build a connector road to the remote village. Cultural activities such as jarring salmon and a workshop on cedar weaving were held this year.

Uchucklesaht also held a by-election this year and had a failed Constitutional Amendment referendum. No mail-in ballots were allowed in the first referendum so the laws have now been changed to accommodate mail in ballots.

Yuulu?il?ath

Yuulu?il?ath President Charles McCarthy reported on the construction of the new community centre in Hitacu and the economic activities of the Nation, including the lodges and Wya campground, and the Feast House Restaurant at Kwisitit where the Maa-nulth AGM was held.

He talked about the importance of educating and providing job skills to citizens and noted the upcoming SEEDS program which is designed to do just that. The Culture night activities at the hall were highlighted as well as Nuuchah-nulth Language class successes.

President McCarthy also informed those in attendance about the new water reservoir and planned sewer upgrade.

He told attendees about the upcoming by-election to replace a seat on the Legislature that was left vacant with the death of Art Cootes. President McCarthy said the community struggled with that death and also the death of Tyee Lawrence Jack this past year.



Huu-ay-aht First Nation

Huu-ay-aht elected chief Jeff Cook reported on activities for the Nation. Last year the Nation purchased the Bamfield general store and an adjoining restaurant, which is being operated successfully he reported. He said part of the strategic plan from last year was to get more students to graduate from school and more training for their citizens. He reported that the Nuuchah-nulth Employment and Training Program had done a driver’s license program whereby a 65 year-old-driver obtained his first license. He said the government is moving forward with home-ownership for some citizens who own and maintain their homes. He said the government is considering offering a tool-rental service in the community as well. The government is also working on improving the water quality, the internet service and getting a paved road to Bamfield.

Elected chief Cook announced that in the second year of their elected mandate the government had a balanced budget and this year anticipate a surplus. “Our citizens realized they didn’t want to live in a credit world,” he stated proudly. A local School Agreement, which will see more language and culture taught in the schools, has been signed and the Nation is providing an office for the RCMP. He talked briefly about money

spring as well as a new medical building and health clinic. The Nation is located in a remote area, on the north west side of Vancouver Island, in Kyuquot Sound. She said the council has been working diligently on the Reasonable Opportunity Agreement and they too have been meeting with the school district to improve the success rate of students in the community. “We want our young people to succeed and fill our positions” she commented. There are limited jobs in the area, however, the government has been working to improve tourism opportunities for citizens and are hopeful of a pending opportunity to buy a fishing lodge.

Toquaht

Toquaht Legislature member Kevin Mack reported on the joint Nuuchah-nulth language course that attracted Toquaht and Yuulu?il?ath citizens and he reported that Toquaht’s Taayii Hawiih Ann Mack will be attending an indigenous language conference in Hawaii in January. He said that the Nation celebrated the opening of a new water treatment plant in Macoah this past year. He also noted that regular People’s Assemblies were held, and that they are held in different communities such as Port Alberni and Victoria, to make it more appealing for citizens living away from home, to attend. In September Toquaht held a referendum to amend their constitution

Constitutional Amendments being proposed and why you should cast your vote regarding the changes

On March 1st Yuulu?i?ath voters will be asked to approve substantive amendments to the Yuulu?i?ath Constitution.

Recently the Legislature approved technical and grammatical amendments to update the Constitution which was ratified in 2007. Those amendments changed the spellings of certain words such as Hitacu from Hit-tat-soo, and updated the outdated language which was written pre-treaty. The substantive (considerable) amendments must be approved by 40 per cent of the eligible voters.

The substantive amendments

have been reviewed by the Treaty Implementation Committee, the Executive and the Legislature.

Gordon Taylor Sr. said the group who

worked on the Constitution pre-treaty knew there would be changes to the Constitution after Treaty. He said it's important that people take the time to read the amendments and come out and vote for the amendments. "The Constitution is our protection for all of us and our rights. We should vote on it because it affects everybody," he commented.

The following is a brief outline of the amendments citizens will be asked to consider. There will be a special Hitacu Assembly on January 29th to review these amendments.

Maa-nulth Treaty

It is being proposed that a section about the Maa-nulth Treaty be added to the preamble of the Yuulu?i?ath Constitution. "The role the Maa-nulth Treaty plays in recognizing the Yuulu?i?ath Constitution as the most important law of the Yuulu?i?ath should be more clearly stated in the Yuulu?i?ath Constitution" a briefing note from Ratcliff and Company lawyers noted. It is also proposed that there be reference to the Maa-nulth Treaty in section 2.2 which deals with the nation establishing its own judicial branch, and again in the section that discusses how lands are added and removed as Treaty Settlement Lands.

Citizenship Rights and Treaty Rights

It is proposed that a new amendment be added to Chapter 1 of the Constitution to clarify the rights of

citizenship "The proposed amendment to section 1.3 would recognize identical Yuulu?i?ath Constitution limitations on individual Yuulu?i?ath citizen's rights, subject to those limits being established by Yuulu?i?ath law..." the briefing note suggests.

Delegation of Law-Making Authority

The Maa-nulth Treaty states the Yuulu?i?ath government can delegate lawmaking authorities and can also delegate some administration functions such as creating forms and fees, to the Executive branch of the Legislature. The legal counsel has suggested a new section be added to the constitution that

would recognize this authority to delegate.

Definitions

Using consistent terminology in Yuulu?i?ath laws and the Yuulu?i?ath Constitution will help to ensure consistent interpretation between the two. It

is proposed that a section be added to the constitution for definitions of certain words.

Government Roles and Requirements

Defining the roles of certain Yuulu?i?ath government representatives will bring clarity to the Constitution. Since the Constitution was written and ratified several years ago the roles were not clearly understood. It is being proposed that amendments be done to clearly identify the roles of those in the Legislature, the Executive and the role of the President.

Impractical Time Frames

A proposed amendment will make time frames set out in the Constitution, more realistic. Currently the Constitution reads that a by-election will take place 30 days after a seat on the Legislature becomes vacant, which is not enough time. The time frame for presenting the annual draft budget and audited financial statements to the Hitacu Assembly are also unrealistic and the proposed amendment recommends that the deadline for the budget and statements be extended and updated in the Financial Administration Act as well.

Cost Savings and Efficiency Measures

Currently the Constitution requires

each of the Yuulu?i?ath owned businesses to prepare audited financial statements which can be costly and are not always necessary. The proposed amendment suggests that businesses can be required under the Economic Development Act, to prepare an audited financial statement when circumstances warrant it.

Another cost saving measure concerns the process for calling a referendum. Due to the cost of running

a referendum a proposed amendment would allow the Legislature to determine whether a referendum (that has been requested by the Hitacu Assembly) is required.

A special meeting of the Hitacu Assembly has been called for January 29th to discuss the Constitutional Amendments. There will be a dinner at the hall beginning at 5 p.m.

SPECIAL MEETING

TO DISCUSS CONSTITUTIONAL AMENDMENTS

Wednesday, January 29, 2014

5 p.m.

Hitacu Community Hall

Everyone is encouraged to attend

Notice is hereby given that the Yuulu?i?ath Legislature has initiated a Special Hitacu Assembly in accordance with the Constitution and Government Act YFNS 2/2011.

This Special Hitacu Assembly is to seek the views of Yuulu?i?ath citizens and to give information on the proposed Constitutional Amendments and Referendum that is scheduled to take place on March 1, 2014.

The Hitacu Assembly is scheduled for Wednesday January 29, 2014; 5PM at the Yuulu?i?ath Community Hall.

Dinner will be provided; all citizens are invited to attend.

The agenda is in draft form until approved by the Citizens at the Hitacu Assembly. (Additional items may be added at the time we adopt the agenda.)

Agenda Items:

1. Meeting called to order
2. Opening Ceremonies/Welcoming remarks
3. Motion and discussion to adopt the agenda
4. Constitutional Amendments/Referendum Discussion
5. Adjournment