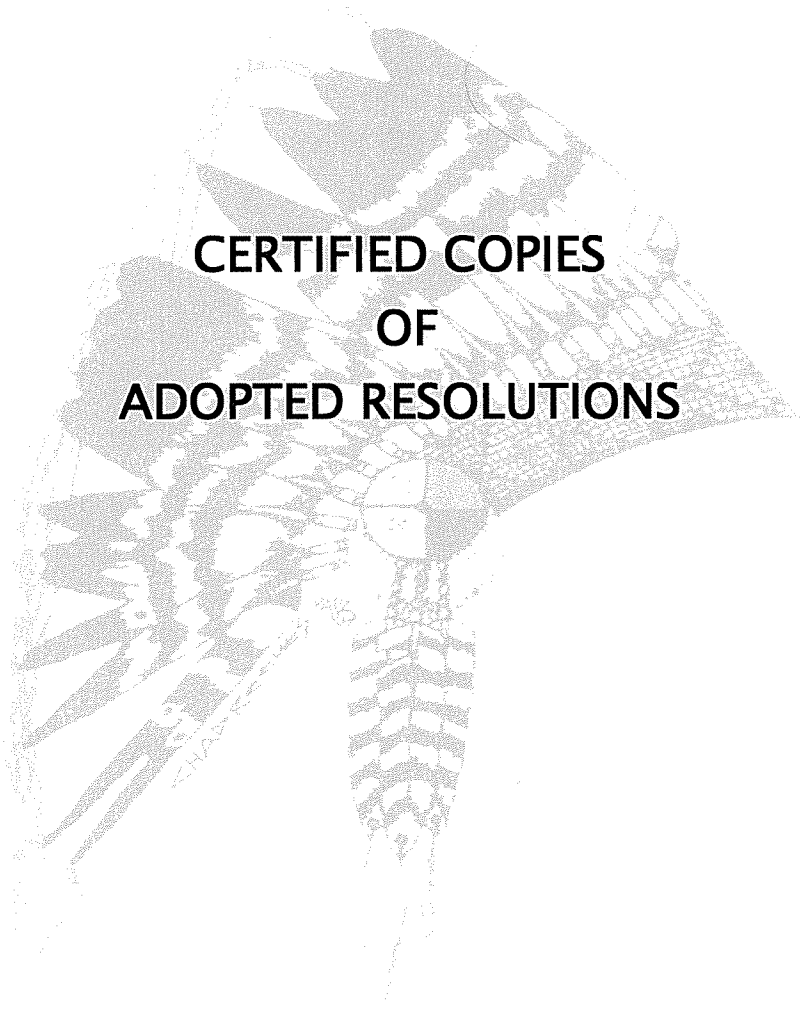


ASSEMBLY OF MANITOBA CHIEFS CHIEFS ASSEMBLY



**CERTIFIED COPIES
OF
ADOPTED RESOLUTIONS**

Assiniboia Downs Gaming & Event Centre
3975 Portage Avenue, Winnipeg, MB
November 20 & 21, 2018

ASSEMBLY OF MANITOBA CHIEFS
Chiefs Assembly on Governance Renewal
Assiniboia Downs Gaming & Event Centre
3975 Portage Avenue, Winnipeg, Manitoba
November 20 & 21, 2018

CERTIFIED RESOLUTIONS

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|-----------|---|
| NOV-18.01 | The Assembly of Manitoba Chiefs (AMC) Reaffirm the Mandate of Clear Sky Connections to Pursue and Take the Lead in Building Manitoba's Network of the Future |
| NOV-18.02 | Assembly of Manitoba Chiefs (AMC) Reaffirms Position on Court File No. C117-01-10731 <i>Assembly of Manitoba Chiefs et. al. v. Manitoba et. al.</i> |
| NOV-18.03 | Explore the Amalgamation of the Assembly of Manitoba Chiefs, Southern Chiefs Organization, Manitoba Keewatinowi Okimakanak and Assembly of First Nation Regional Chief's Office |
| NOV-18.04 | Validation for Trauma and Abuse Endured from Survivors of Indian Day Schools |

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NOV-18.01
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RE: THE ASSEMBLY OF MANITOBA CHIEFS (AMC) REAFFIRM THE MANDATE OF CLEAR SKY CONNECTIONS TO PURSUE AND TAKE THE LEAD IN BUILDING MANITOBA'S NETWORK OF THE FUTURE

WHEREAS, the Assembly of Manitoba Chiefs (AMC) passed resolutions JUN-12.07, MAY-09.01, and ECC OCT-03.13 that support the Building the Manitoba First Nations (MFNs) Network of the Future Initiative: The Gateway to Economic Development Opportunities and the development of a "MFNs Technology Plan", followed by a "Feasibility Study"; including securing funding and support from federal and provincial governments and the private and non-profit sectors to implement the "Build"; and

WHEREAS, AMC resolution ECC DEC-17.03 dissolved the MFNs Technology Council and mandated Clear Sky Connections to Implement the Building the Manitoba First Nations Network of the Future Initiative and the Information and Communication Technology Centre of Excellence; and

WHEREAS, former AMC resolutions align with the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) Article 5: "Indigenous peoples have the right to maintain and develop their political, economic and social systems or institutions, to be secure in the enjoyment of their own means of subsistence and development, and to engage freely in all their traditional and other economic; and

WHEREAS, there is a need for First Nations to have adequate, accessible and affordable access to the internet, video conferencing, eHealth and other services that include connecting all administrative offices, schools, health centers, water treatment plants, cultural education centres, protection services, communication and other First Nations owned facilities and residences; and

WHEREAS, one of the objectives of Clear Sky Connections is to facilitate the employment and training of residents in First Nations and other First Nations in Manitoba for the construction, operation and maintenance of a communications network that provides high-speed internet services to First Nations and other communities throughout Manitoba; and

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RE: THE ASSEMBLY OF MANITOBA CHIEFS (AMC) REAFFIRM THE MANDATE OF CLEAR SKY CONNECTIONS TO PURSUE AND TAKE THE LEAD IN BUILDING MANITOBA'S NETWORK OF THE FUTURE (cont.)

WHEREAS, information and communication technology is considered as important as other levels of basic infrastructures, such as roadways and bridges, clean drinking water, and electrical energy supply and that First Nations should not have to weigh ICT with key infrastructures that are required for adequate living and access; and

WHEREAS, Clear Sky Connections has formed a For-Profit General Partnership - Limited Partnership with Broadband Communications North called the Clear Sky Indigenous Network. The For-Profit Partnership has been created for the purpose of engaging in the building, operation and management of a fibre optic cable backbone network that would support affordable, dependable, sustainable, high-speed internet connectivity to Manitoba First Nations and related businesses for the development and establishment of economic opportunities for First Nations and other such business opportunities as determined in accordance with the For-Profit Agreement. The Clear Sky Indigenous Network includes contractual relationships with the private sector who will be partners in bringing the builds to fruition.

THEREFORE BE IT RESOLVED, Chiefs-in-Assembly reaffirm their support for regional ICT-Connectivity Initiatives that encompass community-identified and community-driven solutions; and

FURTHER BE IT RESOLVED, Chiefs-in-Assembly reaffirm that the MFNs Technology Council evolved into Clear Sky Connections, which is mandated to negotiate with the Government of Canada (ISC, Industry Canada, CRTC, Infrastructure and Communities Canada, and other departments), the Province of Manitoba and the Private Sector to support and fund Clear Sky Connections in the building of the Manitoba Network of the Future in delivering broadband connectivity in Manitoba, and the parallel training initiatives to bring the Manitoba First Nations ICT Centre of Excellence to fruition; and

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RE: THE ASSEMBLY OF MANITOBA CHIEFS (AMC) REAFFIRM THE MANDATE OF CLEAR SKY CONNECTIONS TO PURSUE AND TAKE THE LEAD IN BUILDING MANITOBA'S NETWORK OF THE FUTURE (cont.)

FURTHER BE IT RESOLVED, Chiefs-in-Assembly affirm the support for Clear Sky Connections and its For-Profit Partnership to secure the funds from the Department of Innovation, Science and Economic Development and negotiate a Contribution Agreement to build said network to the Phase 1 communities announced in January 2018 that include 31 First Nations, which includes the provincial commitment from Manitoba Hydro and other sources to have all the Phase 1 communities connected by 2021; and

FURTHER BE IT RESOLVED, Chiefs-in-Assembly affirm the support for Clear Sky Connections to pursue funds for the remaining Phases of Manitoba's Network of the Future whereby each First Nation in turn gives its order of consent via written support of which the format is determined by the First Nation; in which each First Nation has the right to decide whether or not this includes the Internet Service Provider option available via the For-Profit arm; and

FINALLY BE IT RESOLVED, this project will not interfere with a community that plans to initiate and/or negotiate similar programs and funding for their community.

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Winnipeg, Manitoba



Grand Chief Arlen Dumas

ASSEMBLY OF MANITOBA CHIEFS
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CERTIFIED RESOLUTION

NOV-18.02

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RE: ASSEMBLY OF MANITOBA CHIEFS REAFFIRMS POSITION ON COURT FILE NO. C117-01-10731 ASSEMBLY OF MANITOBA CHIEFS ET. AL. V. MANITOBA ET. AL.

WHEREAS, in April 2017 Chiefs-in-Assembly passed resolution APR-17.13 *Litigation Against Manitoba Regarding Sand Hills Casino*, that resolved, among other things, to support the retention of legal counsel for the purposes of pursuing litigation against the Province of Manitoba in relation to Sand Hills Casino, and for legal counsel to be instructed to draft a statement of claim for review by the Chiefs Gaming Committee; and

WHEREAS, an Amended Statement of Claim was filed in the Manitoba Court of Queen's Bench in relation to the Province of Manitoba's breaches of contract, breaches of fiduciary duty, breaches of the duty to consult and negligent misrepresentation in relation to gaming, with a copy resolution APR-17.13; and

WHEREAS, in response to that claim, the Province of Manitoba challenged the standing of the Assembly of Manitoba Chiefs' (AMC) and of the AMC Secretariat Inc. to bring that claim on behalf of the member First Nations; and

WHEREAS, Section 4 of the AMC Constitution affirms that "the right of First Nations to self-determination and self-government is inherent and not derivative. The plenary power and authority of the First Nations in Manitoba can give cause to exist, a delegated form of authority known as the Assembly of Manitoba Chiefs"; and

WHEREAS, Section 5 of the AMC Constitution affirms that "We acknowledge and accept that the Assembly of Manitoba Chiefs, an organization formed to act on behalf of the First Nations of Manitoba derives its power, mandate and responsibility from the sovereignty of those First Nations. The institutions entrusted to exercise this delegation, function with the fullest respect for the sovereignty of each First Nation and the ascribed duty and performance will comply with such delegation."

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly re-affirm their authorization for the AMC and AMC Secretariat Inc. to commence and continue the existing proceedings against Manitoba in *Assembly of Manitoba Chiefs, et al. v The Government of Manitoba et al.*, Court file No.: C117-01-10731, The Queen's Bench Winnipeg Centre; and

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NOV-18.02
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**RE: ASSEMBLY OF MANITOBA CHIEFS REAFFIRMS POSITION ON COURT
FILE NO. C117-01-10731 ASSEMBLY OF MANITOBA CHIEFS ET. AL. V.
MANITOBA ET. AL.**

FURTHER BE IT RESOLVED, the AMC and AMC Secretariat Inc. continue to be authorized, as part of these legal proceedings, to advance, on behalf of the individual member First Nations of the AMC, all of the legal claims and causes of action set out in the Amended Statement of Claim;

FINALLY BE IT RESOLVED, the Chiefs-in-Assembly agree to hold a one day forum on gaming in order to develop a Manitoba First Nation Gaming Strategy.

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Winnipeg, Manitoba



Grand Chief Arlen Dumas

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NOV-18.03
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RE: EXPLORE THE AMALGAMATION OF THE ASSEMBLY OF MANITOBA CHIEFS, SOUTHERN CHIEFS ORGANIZATION, MANITOBA KEEWATINOWI OKIMAKANAK, AND ASSEMBLY OF FIRST NATION MANITOBA REGIONAL CHIEF'S OFFICE

WHEREAS, the Assembly of Manitoba Chiefs (AMC) was formed in 1988 by the Chiefs in Manitoba to advocate on issues that commonly affect First Nations in Manitoba and represents 62 of the 63 First Nations in Manitoba with a total of more than 151,000 First Nation citizens; and

WHEREAS, the Manitoba Keewatinowi Okimakanak (MKO) represents 19 northern First Nations and was incorporated in 1981 as a non-profit, political advocacy organization that provides a collective voice on issues of inherent, Treaty, Aboriginal and human rights for the citizens of the sovereign First Nations they represent; and

WHEREAS, the Southern Chiefs' Organization (SCO) represents 34 southern First Nations in Manitoba and was established in March 1999; and

WHEREAS, the Assembly of First Nations Manitoba Regional Chiefs' Office (AFN MB RCO) is incorporated in the Constitution of the AMC under *Article 15*; and

WHEREAS, the AMC, MKO, SCO and AFN MB RCO solemnized the Political Unity Accord on the 23rd day of November, 2011; and

WHEREAS, the AMC, MKO, SCO and AFN MB RCO re-signed the Political Unity Accord on the 26th day of October, 2017; and

WHEREAS, the AMC, MKO, SCO, and the AFN MB RCO acknowledge that they each possess distinct mandates and that the initiatives, policies and actions adopted by the Regional Chief's Office and Grand Chiefs of the AMC, MKO, SCO do reflect the interests and directions of their respective Chiefs.

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly direct the AMC Secretariat to work with the SCO, MKO, and the AFN MB RCO technicians to explore processes to possibly amalgamate their offices and to facilitate a unified approach to working together.

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RE: EXPLORE THE AMALGAMATION OF THE ASSEMBLY OF MANITOBA CHIEFS, SOUTHERN CHIEFS ORGANIZATION, MANITOBA KEEWATINOWI OKIMAKANAK, AND ASSEMBLY OF FIRST NATION MANITOBA REGIONAL CHIEF'S OFFICE

FINALLY BE IT RESOLVED, the AMC Chiefs Committee on Governance Renewal provide oversight on a proposed amalgamation report that will be presented at the next AMC Chiefs-in-Assembly for review with potential amendments to the AMC Constitution.

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Grand Chief Arlen Dumas

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NOV-18.04

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**RE: VALIDATION FOR TRAUMA AND ABUSE ENDURED FROM SURVIVORS OF
INDIAN DAY SCHOOLS**

WHEREAS, in 2009, a legal action was submitted regarding the forced attendance of First Nations students at Indian Day Schools across Canada. This proposed national Class Action is the first of its kind and seeks compensation for the damages and abuses suffered by all Indian Day School students who were forced to attend Indian Day Schools and were excluded from the Indian Residential Schools Settlement Agreement; and

WHEREAS, *Garry Leslie McLean, Roger Augustine, Angela Elizabeth Simone Sampson, Margaret Anne Swan, and Mariette Lucille Buckshot v Her Majesty The Queen* was certified by the Federal Court by Order dated June 21, 2018; and

WHEREAS, Indian Day Schools include all those day schools established or designated as such by the federal Department of Indian Affairs in which Aboriginal students across Canada were required to attend by law (Indian Act), and were funded in part or solely by the federal government; and

WHEREAS, in most cases, Indian Day Schools were operated and maintained by the very same religious organizations administering Indian Residential Schools which included Roman Catholic, Church of England, Methodist and Presbyterian denominations; and

WHEREAS, the Students who attended Indian Day Schools have reported suffering the very same types of abuses experienced by students who attended Indian Residential Schools such as severe physical, sexual, mental and psychological abuse by teaching staff, officials, students and other third parties. Families of these students suffered the same types of damage as the families of Indian Residential School Survivors. This is in addition to the systemic harm and damage inflicted upon First Nations culture and languages; and

WHEREAS, the Federal government has not taken responsibility for the abuse, trauma, loss of language of culture that took place in Teulon, Cranberry Portage, and The Pas and all similar schools throughout Canada based on the premise that they did not own the infrastructure in which the day schools were housed.

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RE: VALIDATION FOR TRAUMA AND ABUSE ENDURED FROM SURVIVORS OF INDIAN DAY SCHOOLS

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly direct AMC Secretariat Technicians to work in concert with technicians from MKO and SCO to develop a strategy to resolve the invalidation of day schools which operated throughout Canada and regionally in The Pas, Teulon, and Cranberry Portage, Manitoba among others to validate the trauma of the verbal, sexual, and physical abuse endured from day school survivors, in addition to their loss of language and culture through acknowledgement through an apology from the Prime Minister of Canada and financial compensation for survivors.

FINALLY BE IT RESOLVED, the Chiefs-in-Assembly direct the Grand Chiefs of AMC, SCO and MKO to work together in unity with Spirit Wind/Canada Inc. Representatives to form a negotiating team to meet with the Federal Minister of Indigenous-Crown Relations and the Prime Minister of Canada to resolve the invalidated day schools throughout Canada such as The Pas, Teulon and Cranberry Portage, Manitoba.

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of a Resolution Adopted
on November 20 & 21, 2018
Winnipeg, Manitoba



Grand Chief Arlen Dumas