

# **ASSEMBLY OF MANITOBA CHIEFS CHIEFS ASSEMBLY ON GAMING**



**CERTIFIED COPIES  
OF  
ADOPTED RESOLUTIONS**

**Assiniboia Downs  
3975 Portage Avenue, Winnipeg, MB  
October 29 & 30, 2019**

**ASSEMBLY OF MANITOBA CHIEFS  
Chiefs Assembly on Gaming  
Assinibola Downs, 3975 Portage Avenue  
Winnipeg, MB  
October 29 & 30, 2019**

**CERTIFIED RESOLUTIONS**

OCT-19.01	MANITOBA FIRST NATION CASINO TRUST- LETTER OF SUPPORT
OCT-19.02	PERMANENT GUARDIANSHIP
OCT-19.03	DEATH RATE OF CHILDREN IN CARE OF THE CHILD AND FAMILY SERVICES
OCT-19.05	REGIONAL APPOINTMENT OF A REPRESENTATIVE TO THE NATIONAL JORDAN'S PRINCIPLE OPERATIONS COMMITTEE
OCT-19.06	DEVELOPMENT OF A MANITOBA FIRST NATION GAMING AUTHORITY
OCT-19.07	MANITOBA MÉTIS FEDERATION COURT CHALLENGE OF TREATY 1 FIRST NATIONS AGREEMENT ON KAPYONG BARRACKS
OCT-19.08	INTERIM FUNDING FORMULA FOR FIRST NATIONS EDUCATION IN MANITOBA
OCT-19.09	APPLICATION TO INTERVENE TO THE MANITOBA PUBLIC UTILITIES BOARD RE: EFFICIENCY MANITOBA 3-YEAR ENERGY EFFICIENCY PLAN (2020/21-2022/23) APPLICATION
OCT-19.10	AMC GRAND CHIEF TO WORK ON MOVING FORWARD MANITOBA FIRST NATIONS CHIEFS GAMING STRATEGY AND INITIATIVES
OCT-19.11	SUPPORT FOR RESEARCH ON THE HOLISTIC ECOSYSTEM APPROACH TO EMERGENCIES: NAGAJI-DIDA
OCT-19.13	GAMING REVENUE SHARING
OCT-19.14	JOINT REVIEW OF FIRST PEOPLES ECONOMIC GROWTH FUND
OCT-19.15	SUPPORT FOR THE CANADIAN ARMED FORCES BOLD EAGLE PROGRAM
OCT-19.16	MANITOBA CROWN LAND AUCTIONS

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.01**  
**Page 1 of 3**

**RE: MANITOBA FIRST NATIONS CASINO TRUST-LETTER OF  
SUPPORT**

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**Moved by:**

Onekanew Christian Sinclair  
Opaskwayak Cree Nation

**Seconded by:**

Chief David Crate  
Fisher River Cree Nation

**CARRIED**

**WHEREAS**, the Chiefs-in-Assembly passed resolution AUG-06.04 directing AMC to add 3 more Chiefs to the existing Chief Gaming Steering Committee to resolve, finalize and implement the First Nations Casino Trust Fund as soon as possible; and

**WHEREAS**, resolution JAN-07.6 supported the work of the Chiefs Gaming Committee and approve the following motion of the Gaming Committee:

‘That the AMC Chiefs Gaming Committee adopt the First Nation Casino Trust (the ‘Trust’) Agreement with the change of the definition of Beneficiary to include all 63 First Nations as defined by the Indian Act’; and

**WHEREAS**, the Trust Indenture was made this 15<sup>th</sup> day of December, 2009 between the Assembly of Manitoba Chiefs Secretariat Inc. (the Settlor) and the Individuals names on the schedule attached hereto (the Trustees); and

**WHEREAS**, it is anticipated that additional amounts will be contributed from First Nations gaming and other sources for the benefit of Manitoba First Nations; and

**WHEREAS**, the Settlor is desirous of establishing the Trust Indenture herein for the purpose of receiving contributions and income directly or indirectly from First Nations gaming and other sources, including but not limited to the contributions to be made by the Casinos under the Gaming Agreements; and

**WHEREAS**, one of the purposes of this Trust is to effect the distributions of monies, to and on behalf of the Beneficiaries, to initiatives related to the awareness of responsible gaming and to programs and services related to the education, prevention and treatment concerning problem gambling in accordance with the Gaming Agreements; and

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.01**  
**Page 2 of 3**

**RE: MANITOBA FIRST NATIONS CASINO TRUST-LETTER OF  
SUPPORT (CONT'D)**

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**WHEREAS**, a two (2) day planning session was conducted on October 7 and 8, 2014 with the work completed detailed and incorporated into the final Strategic Plan; and

**WHEREAS**, the Board of Trustees passed Motion #2, June 10, 2015 'that the Board of Trustees motion to ratify the decision to move ahead in Responsible Gambling with a 'Made in Manitoba' approach, developing further with the Addictions Foundation of Manitoba (AFM); and

**WHEREAS**, the Trust has partnered with the Addictions Foundation of Manitoba (AFM) to design, develop and deliver a Responsible Gambling capacity development training initiative entitled the Balancing Hook which utilizes existing AFM course material as a base, with infusion of culture as the foundation and self-care elements to meet the needs and provide training tools for community care providers; and

**WHEREAS**, the Trust and AFM have now designed, developed and delivered each of the three Phases of this Initiative with each Phase being accredited with the Indigenous Certification Board of Canada; and

**WHEREAS**, the Trust and AFM has provided a presentation to the Chiefs-in-Assembly on October 29, 2019 on the success of the training initiative, the benefits of the partnership, and expressed the desire to continue to provide new intakes of the Balancing Hook training initiative; and

**WHEREAS**, the costs to retrain new individuals within 2/3 of the Manitoba First Nations are beyond the current contributions received for the Responsible Gambling contributions; and

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.01**  
**Page 3 of 3**

**RE: MANITOBA FIRST NATIONS CASINO TRUST-LETTER OF  
SUPPORT (CONT'D)**

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**WHEREAS**, the Chiefs-in-Assembly recognize that the development of an accredited training program takes time, resources and on-going commitment by the Trustees to maintain high standards of sustainable practices, accountability and transparency and that the Trustees consistently meet the obligations and duties that comes with the office which has a high standard, ensuring that the Trustees act accordingly and in the best interests of the Manitoba First Nations.

**THEREFORE BE IT RESOLVED**, that the Chiefs-in-Assembly support the request by the Manitoba First Nations Casino Trust for a resolution of the Chiefs and a Letter of Support from the Assembly of Manitoba Chiefs that expresses the Chiefs-in-Assembly ongoing support to this Made-in-Manitoba initiative, The Balancing Hook and to the Trust operations overall.

**CERTIFIED COPY**  
**of a Resolution Adopted**  
**on October 29 & 30, 2019**  
**Assiniboia Downs, Winnipeg**



**Grand Chief Arlen Dumas**

**ASSEMBLY OF MANITOBA CHIEFS**  
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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.02**  
**Page 1 of 2**

**RE: PERMANENT GUARDIANSHIP**

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**Moved by:**

Chief Karen Batson  
Pine Creek First Nation

**WHEREAS**, the Manitoba Child and Family Services (CFS) Act is an apprehension based model with over representation of First Nations children in the CFS system; and

**Seconded by:**

Chief Vera Mitchell  
Poplar River First Nation

**WHEREAS**, according to the 2018/19 Annual Reports of the First Nations of Northern Manitoba Child and Family Services Authority, Southern First Nations Network of Care, Métis Children, Family, and Community Services Authority, and the General Child and Family Services Authority, there are 10,529 children in care with 8,064 being First Nations; and

**CARRIED**

4 Abstained

**WHEREAS**, First Nations in Manitoba do not know where their children are located in the provincial CFS system; and

**WHEREAS**, the CFS agencies are not obligated or accountable to inform the Chief and Council of First Nations of where their children are located; and

**WHEREAS**, through numerous reports conducted by Assembly of Manitoba Chiefs (AMC), it has always been concluded that First Nations children should be kept with families, extended families, or within their First Nations or other First Nations; and

**WHEREAS**, under subsection 38(1)(b) of the CFS Act C.C.S.M. c. C80, courts are unilaterally determining the 'the best interest of the child' by making decision to where a child will be placed; and

**WHEREAS**, there is no mechanism being used within CFS and the Adoption Act to notify First Nations that their child may fall under permanent guardianship.

**ASSEMBLY OF MANITOBA CHIEFS**  
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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.02**  
**Page 2 of 2**

**RE: PERMANENT GUARDIANSHIP (CONT'D)**

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**THEREFORE BE IT RESOLVED**, the Chiefs-in-Assembly direct the AMC Secretariat to inform the CFS agencies that no non-family member or non-First Nation Foster parent should be awarded permanent guardianship outside the biological parents unless there is written consent from the First Nation and the family of the child.

**FURTHER BE IT RESOLVED**, the Chiefs-in-Assembly direct the AMC Secretariat to draft a template Band Council Resolution that can be used for First Nations in Manitoba to prevent children going under permanent guardianship without written consent from the First Nation leadership or/if applicable the local child care committee and the family of the child.

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**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.03**  
**Page 1 of 2**

**RE: DEATH RATE OF CHILDREN IN CARE OF THE CHILD AND  
FAMILY SERVICES**

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**Moved by:**

Chief David Monias  
Cross Lake Band of Indians

**Seconded by:**

Chief Shirley Ducharme  
O-Pipon-Na-Piwin Cree  
Nation

**CARRIED**

**WHEREAS**, based on the Annual Reports of the First Nations of Northern Manitoba Child and Family Services Authority, Southern First Nations Network of Care, and the General Child and Family Services Authority, 657 children deaths were reported within a 10-year span (Fiscal years 2008/09 to 2017/18); and

**WHEREAS**, the Manitoba Advocate for Children and Youth (MACY) has the mandate through the provincially legislated Children's Advocate Act to carry out review of services after the death of a young person if the young person received child welfare services in the year before their death; and

**WHEREAS**, at times, families of children who died in care, are not provided with information regarding the death of the child and are left without answers; and

**WHEREAS**, the First Nations Family Advocate Office was created from the *Bringing Our Children Home Report* that was supported by the Chiefs-in-Assembly through resolution JUN-14.01 to operate outside of the provincial systems by receiving its mandate from the AMC Chiefs-in-Assembly; and

**WHEREAS**, through resolution APR-2019.01, the AMC Chiefs-in-Assembly expanded the mandate of First Nations Family Advocates Office to investigate into deaths and critical incidents of First Nations child and youth; and

**WHEREAS**, there have been barriers and challenges for the investigator of the First Nations Family Advocate Office to conduct reviews of children deaths and/or critical incidents.

**THEREFORE BE IT RESOLVED**, the Chiefs-in-Assembly direct the First Nations Family Advocate Office to pursue a protocol agreement with Manitoba Advocate for Children and Youth and the Child and Family Services Authorities, Child Protection Services, and policing serves to get the names of the First Nations children who have died in CFS system within the last 10-years from this date.



**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.03**  
**Page 2 of 2**

**RE: DEATH RATE OF CHILDREN IN CARE OF THE CHILD AND  
FAMILY SERVICES**

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**FURTHER BE IT RESOLVED**, the Chiefs-in-Assembly direct the First Nations Family Advocate Office to work with the Chief Medical Examiner's Office to gather any and all autopsy reports of First Nations children deaths so that the Investigation Unit can properly review and gather information to identify the reasons why there are so many deaths of children in the CFS system.

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**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.05**  
**Page 1 of 3**

**RE: REGIONAL APPOINTMENT OF A REPRESENTATIVE TO THE  
NATIONAL JORDAN'S PRINCIPLE OPERATIONS COMMITTEE**

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**Moved by:**

Chief Karen Batson  
Pine Creek First Nation

**Seconded by:**

Chief Vera Mitchell  
Poplar River First Nation

**WHEREAS**, on May 26, 2017, the Canadian Human Rights Tribunal (CHRT) found that the Government of Canada has continued “it’s pattern of conduct and narrow focus with respect to Jordan’s Principle,” resulting in unnecessary and unlawful bureaucratic delays, gaps, and denial of essential public services to First Nations children; and

**CARRIED**

**WHEREAS**, the Assembly of First Nations (AFN) Chiefs-in-Assembly have passed AFN *Resolutions 40/2017, Call on Canada to Comply with the 2016 Canadian Human Rights Tribunal Orders, 83/2016, National Advisory Committee on INAC’s Child Welfare Reform Engagement Strategy* and *62/2016, Full and Proper Implementation of the Historic Canadian Human Rights Tribunal Decisions in the Provision of Child Welfare Service and Jordan’s Principle*, calling on Canada to fully and immediately comply with Tribunal rulings to end discriminatory funding of child and family services and to properly implement Jordan’s Principle; and

**WHEREAS**, to encourage increased dialogue and timely advice on Jordan’s Principle implementation and planning activities, the Jordan’s Principle Operations Committee (JPOC) was struck; and

**WHEREAS**, reporting to the Consultation Committee on Child Welfare, and in order to improve access for First Nations children residing in Canada to health, social, educational, and other services and supports, the mandate of the JPOC is to:

- i.** Provide operational guidance in the implementation of Jordan’s Principle;
- ii.** Provide input into the development of a longer-term approach;
- iii.** Champion Jordan’s Principle within the Department of Indigenous Services Canada (ISC), other federal departments, among First Nation partners and the broader community;
- iv.** Discuss and provide input on key policy and operational issues;
- v.** Periodically review updates on progress, performance, and the achievement of key milestones; and

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.05**  
**Page 2 of 3**

**RE: REGIONAL APPOINTMENT OF A REPRESENTATIVE TO THE  
NATIONAL JORDAN'S PRINCIPLE OPERATIONS COMMITTEE**

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- i. Keep participating organizations and the wider community informed about the work accomplished by the Jordan's Principle Operations Committee; and

**WHEREAS**, given the national implications of discussions at the JPOC, national representative membership beyond the Tribunal parties would ensure regional First Nations voices are heard; and

**WHEREAS**, the Assembly of First Nations (AFN) hosted their 40<sup>th</sup> Annual General Assembly (AGA) under the theme of 'Celebrating Successes and Giving Thanks', from July 23 to 25, 2019 in Fredericton, New Brunswick; and

**WHEREAS**, during the AGA, AFN *Resolution 15/2019, Jordan's Principle Operations* directed the AFN to:

- complete a review of the Jordan's Principle Operations Committee and the Jordan's Principle Action Table to ensure the coordination of these two tables supports the long-term implementation goals of all regions; and
- ensure regional First Nation representatives are appointed to the Jordan's Principle Operations Committee in order to reflect and respect regional differences and concerns regarding Jordan's Principle implementation across the country; and

**WHEREAS**, the AFN Manitoba Regional Chief received an appointment letter from the AFN Chief Executive Officer Dr. Paulette Tremblay dated August 30, 2019 requesting the appointment of a regional representative to the Jordan's Principle Operations Committee in order to reflect and respect regional differences and concerns regarding Jordan's Principle implementation across the country.

**THEREFORE BE IT RESOLVED**, the AMC Chiefs-in-Assembly direct the AMC Secretariat to provide the AMC Women's Council with a list of candidates for consideration to review.

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.05**  
**Page 3 of 3**

**RE: REGIONAL APPOINTMENT OF A REPRESENTATIVE TO THE**  
**NATIONAL JORDAN'S PRINCIPLE OPERATIONS COMMITTEE**

**FINALLY BE IT RESOLVED**, that the AMC Women's Council provide the AFN Manitoba Regional Chiefs Office with nominations for consideration to the JPOC based on knowledge and expertise in the area of Jordan's Principle.

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**of a Resolution Adopted**  
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**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.06**

**RE: DEVELOPMENT OF A MANITOBA FIRST NATION GAMING  
AUTHORITY**

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Moved by:  
Chief Dennis Meeches  
Long Plain First Nation

Seconded by:  
Chief Clarence Easter  
Chemawawin Cree Nation

**WHEREAS**, the 2005 agreement between the Province of Manitoba and the Assembly of Manitoba Chiefs (AMC) was to work together in partnership for First Nations to receive casinos at sites outside of Winnipeg – which the Province claimed was saturated with gaming; and

**WHEREAS**, the Province of Manitoba has failed to work in partnership and in good faith with First Nations in Manitoba in the area of gaming; and

**CARRIED**

**WHEREAS**, the Liquor, Gaming and Cannabis Authority of Manitoba has restricted First Nations economic progress; and

**WHEREAS**, the Province of Manitoba and the Liquor, Gaming and Cannabis Authority of Manitoba have disregarded First Nations' inherent jurisdiction in gaming.

**THEREFORE BE IT RESOLVED**, the Chiefs-in-Assembly agree to develop a Manitoba First Nations Gaming Authority that will re-assert First Nations jurisdiction in the area of gaming.

**FURTHER BE IT RESOLVED**, that the Chiefs-in-Assembly direct the AMC Secretariat to research and develop a proposed model for the Manitoba First Nations Gaming Authority.

**FINALLY BE IT RESOLVED**, that the Chiefs-in-Assembly instruct the AMC Chiefs Gaming Committee to report on the progress of its development at the next AMC Chiefs-in-Assembly.

**CERTIFIED COPY**

*of a resolution adopted*

*on October 29 & 30, 2019*

*Assiniboia Downs, Winnipeg, MB*

  
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**Grand Chief Arlen Dumas**

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.07**  
**Page 1 of 3**

**RE: MANITOBA · MÉTIS FEDERATION COURT CHALLENGE OF  
TREATY 1 FIRST NATIONS AGREEMENT ON KAPYONG  
BARRACKS**

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**Moved by:**

Chief Lance Roulette  
Sandy Bay First Nation

**WHEREAS**, the Anishinaabe (Ojibway), Nehetho / Inineu (Cree), Anishininew (Ojibwe-Cree), Denesuline (Dene) and Dakota Oyate (Dakota) people are the first peoples of this land now called Manitoba; and

**Seconded by:**

Chief David Crate  
Fisher River Cree Nation

**WHEREAS**, as recognized in *Wahbung, Our Tomorrows*, First Nations had viable and organic structure[s] over whole territories that included the right to make laws and engage in war. First Nations controlled all aspects of life: religious, social, medical, cultural, economic and political. After the coming of the white man, started the process of change for First Nations in historic life style and progress that was so rapid its effects were incalculable. Treaties signed between First Nations and the Crown is recognition of First Nations inherent title to this land. The demonstrable lack of the government's intention to implement the potentially beneficial aspects of the treaties confirms the cynicism and deceit which attended a one sided treaty making process; and

**CARRIED**

**WHEREAS**, by Resolutions *JUN-95.09 Treaty Land Entitlement Committee of Manitoba* and *AUG-06.25 Treaty Land Entitlement Committee of Manitoba Inc. Comprehensive Funding Proposal*, the AMC Chiefs-in-Assembly has among other things, affirmed their support for the Treaty Land Entitlement First Nations in Manitoba efforts to secure a fair and equitable settlement through the implementation of the Treaty Land Entitlement Framework Agreement; and

**WHEREAS**, the AMC has remained focused on advancing the rights and interests of First Nations in Manitoba consistent with AMC resolution *JAN-07.10 Non-recognition of Aboriginal Organizations* that re-affirm their position that First Nation governments recognize the portability of Treaty and Aboriginal Rights for all First Nation citizens and that First Nation governments have jurisdiction over their respective First Nations citizens regardless of residency; and that the Chiefs-in-Assembly, do not recognize any self-proclaimed or Crown government-created "Aboriginal organizations" which purport to represent First Nations citizens; and

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.07**  
**Page 2 of 3**

**RE: MANITOBA MÉTIS FEDERATION COURT CHALLENGE OF  
TREATY 1 FIRST NATIONS AGREEMENT ON KAPYONG  
BARRACKS**

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**WHEREAS**, the AMC has advocated for First Nations-specific legislation and has opposed Canada's pan-Indigenous approach, including Division 25 of Part 4 of *Bill C-97, An Act to implement certain provisions of the budget* that replaced the Department of Indian and Northern Affairs with the pan-Indigenous Department of Indigenous Services and the Department of Crown-Indigenous and Northern Relations; *Bill C-92, An Act respecting First Nations, Inuit and Métis children, youth and families*; and *Bill C-91, An Act Respecting Indigenous Languages*; and

**WHEREAS**, the MMF have land claims which overlap on a number of treaty territories, and could affect the 63 First Nations in Manitoba, 74 First Nations in Saskatchewan, and 45 First Nations in Alberta; and

**WHEREAS**, in 2016, the MMF and the Government of Canada announced a Framework Agreement for Advancing Reconciliation, which has resulted in millions of dollars in funding to the MMF, including \$154.3 million, which the federal government will advance to the MMF once both parties have completed their work on a negotiated agreement to finalize the details of the transfer; and a \$660 million 10-year federal government commitment to fund Métis education and training; and

**WHEREAS**, on September 30, 2019, the MMF filed an application for judicial review in regard to the government of Canada's decision to enter into various arrangements and agreements with Treaty 1 First Nations to transfer up to 222 acres of federal Crown lands that include the Kapyong Barracks (Federal Court File Number T-1597-19), alleging Canada failed to discharge the federal Crown's duty to consult and accommodate owing to the Manitoba Métis Community in relation to the Kapyong Lands prior to making the Decision; and

**WHEREAS**, the MMF seeks the following relief: an order setting aside or quashing the decision for Canada to enter in the agreement with Treaty 1 First Nations and any agreements related to it; a declaration that Canada breached the honour of the Crown; an order directing Canada to consult with the MMF and negotiate with the MMF; and that the Federal Court will remain seized of the matter while Canada consults with the MMF; and

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.07**  
**Page 3 of 3**

**RE: MANITOBA MÉTIS FEDERATION COURT CHALLENGE OF  
TREATY 1 FIRST NATIONS AGREEMENT ON KAPYONG  
BARRACKS**

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**WHEREAS**, the application for Judicial Review is an affront to not only Treaty 1 First Nations, but all Treaty First Nations in Manitoba. If successful, the application will establish a dangerous precedent for all Treaty First Nations in Canada.

**THEREFORE BE IT RESOLVED**, that the AMC Chiefs-in-Assembly direct the AMC Grand Chief's Office to apply for Intervenor Status in Federal Court File No. T-1597-19; and

**FURTHER BE IT RESOLVED**, that the AMC Chiefs-in-Assembly calls on all Treaty First Nations in Manitoba to seek to be an Intervenor in the case, as well as: all Treaty Rights and Recognition Tables; all Tribal Councils; the Treaty and Aboriginal Rights Centre; the Treaty Land Entitlement Committee; the Manitoba Keewatinowi Okimakanak; and the Southern Chiefs Organization; and

**FURTHER BE IT RESOLVED**, that the AMC seek the support of other Provincial Territorial Organizations and the Assembly of First Nations in seeking Intervenor Status in this appeal; and

**FINALLY BE IT RESOLVED**, that the AMC Grand Chief and AMC Secretariat are directed to devise a political and legal strategy with a strong communications component that keeps all Treaty First Nations informed of the approach and activities.

**CERTIFIED COPY**  
**of a Resolution Adopted**  
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**Grand Chief Arlen Dumas**



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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.08**  
**Page 1 of 2**

**RE: INTERIM FUNDING FORMULA FOR FIRST NATIONS EDUCATION  
IN MANITOBA**

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**Moved by:**

Chief Lance Roulette  
Sandy Bay First Nation

**WHEREAS**, First Nations in Manitoba require sufficient, predictable and sustainable funding to provide quality education programs and services; and

**Seconded by:**

Chief Vera Mitchell  
Poplar River First Nation

**WHEREAS**, Canada has a fiduciary responsibility to provide funding for all First Nations students; and

**CARRIED**

**WHEREAS**, the Trudeau Government committed to a renewed, nation-to-nation relationship with First Nations based on recognition of inherent and treaty rights, respect, co-operation and partnership, and rooted in the principles of the United Nations Declaration on the Rights of Indigenous Peoples (the Declaration); and

**WHEREAS**, the Interim Funding Formula (IFF) was co-developed based on the principle of equity for all First Nations including consideration for northern, remote and isolated, and smaller schools. The IFF is based on:

- Provincial comparability as a starting point towards sufficient, sustainable and equitable funding
- Additional funding for Language and Culture and other First Nation cost drivers - transportation formula, and Private Home Placement (where applicable)
- Provincial tuition (where applicable); and

**WHEREAS**, the modified IFF for Manitoba does not meet full provincial comparability and does not address the education gap that resulted from historical underfunding; and

**WHEREAS**, on August 6th, 2019, Indigenous Services Canada stated it will only fund the nominal roll growth in select First Nations, subject to the availability of funds. ISC's projection of 4.5% growth funding as outlined in the Memorandum to Cabinet is not sufficient to meet projected increases of 15% in nominal roll for Manitoba; and

**WHEREAS**, the Executive Council of Chiefs passed resolution ECC Dec.17-06 regarding Regional First Nations Education Funding formula options; and

**ASSEMBLY OF MANITOBA CHIEFS**  
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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.08**  
**Page 2 of 2**

**RE: INTERIM FUNDING FORMULA FOR FIRST NATIONS  
EDUCATION IN MANITOBA**

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**WHEREAS**, the implications of Canada reneging on its commitment to provide funding based on price and volume increases will result in inadequate funding to First Nations with nominal roll increases of less than 20%. Some First Nations may not receive any increase in funding beyond the existing funding levels; and


**WHEREAS**, on October 21, 2019, Canada held a federal election that resulted in a Liberal Party of Canada minority government.

**THEREFORE BE IT RESOLVED**, that the Chiefs-in-Assembly direct the Grand Chief to call on the federal government to honour its commitment to the First Nations in Manitoba to provide education funding in accordance with the modified IFF including price and volume adjustments.

**FURTHER BE IT RESOLVED**, that the Chiefs-in-Assembly direct the AMC Grand Chief's Office to initiate a plan of action to address the government of Canada's unilateral decisions to change the nominal roll growth funding and seek ongoing direction and support from the AMC Executive Council of Chiefs.

**FINALLY BE IT RESOLVED**, the Chiefs-in-Assembly direct AMC Grand Chief and Education Committee to lobby the minority government to honour its commitment to provide education funding for all First Nation students.

**CERTIFIED COPY**  
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**on October 29 & 30, 2019**  
**Assiniboia Downs, Winnipeg**



**Grand Chief Arlen Dumas**

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**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.09**  
**Page 1 of 2**

**RE: APPLICATION TO INTERVENE TO THE MANITOBA PUBLIC UTILITIES BOARD RE: EFFICIENCY MANITOBA 3-YEAR ENERGY EFFICIENCY PLAN (2020/21-2022/23) APPLICATION**

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**Moved by:**

Chief Clarence Easter  
Chemawawin Cree Nation

**Seconded by:**

Chief Betsy Kennedy  
War Lake First Nation

**CARRIED**

**WHEREAS**, Efficiency Manitoba is a new Crown Corporation given the mandate to:

1. Implement and support demand-side management initiatives to meet savings targets;
2. Reduce consumption of electrical energy and natural gas beyond the savings targets if reductions can be achieved in a cost-effective manner;
3. Mitigate the impact of rate increases on Manitoba ratepayers through the delay of Manitoba Hydro's need for major capital investments in new generation and transmission project; and
4. Promote and encourage the involvement of the private sector and other non-governmental entities in the delivery of its demand-side management initiatives; and

**WHEREAS**, Efficiency Manitoba has been mandated to achieve electrical energy savings of 1.5% annually and natural gas savings of 0.75% annually in Manitoba during the first 15 years of its operations; and

**WHEREAS**, Efficiency Manitoba submitted its first three year energy efficiency plan to the Manitoba Public Utilities Board on October 25, 2019; and

**WHEREAS**, Efficiency Manitoba's plan will affect First Nations in Manitoba with respect to:

1. Accessibility of the programs and offers contemplated in the plan;
2. The appropriateness of the methodologies used to select demand-side initiatives;
3. The benefits and cost-effectiveness of the initiatives proposed in the plan;
4. Whether the plan adequately considers the interests of First Nations customers; and
5. The impact the of the efficiency plan on rates and average First Nation customer bill accounts; and

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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.09**  
**Page 2 of 2**

**RE: APPLICATION TO INTERVENE TO THE MANITOBA PUBLIC  
UTILITIES BOARD RE: EFFICIENCY MANITOBA 3-YEAR  
ENERGY EFFICIENCY PLAN (2020/21-2022/23) APPLICATION**

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**WHEREAS**, the Manitoba Public Utilities Board has set the deadline to apply as an intervener for October 31, 2019.

**THEREFORE BE IT RESOLVED**, the Chiefs-in-Assembly supports the AMC Secretariat applying to intervene at the Manitoba Public Utilities Board in the matter of Efficiency Manitoba's Three Year Efficiency Plan.

**CERTIFIED COPY**  
**of a Resolution Adopted**  
**on October 29 & 30, 2019**  
**Assiniboia Downs, Winnipeg**



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**Grand Chief Arlen Dumas**

**ASSEMBLY OF MANITOBA CHIEFS**  
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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.10**  
**Page 1 of 2**

**RE: AMC GRAND CHIEF TO WORK ON MOVING FORWARD  
MANITOBA FIRST NATION CHIEFS GAMING STRATEGY AND  
INITIATIVES**

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**Moved by:**

Chief Vera Mitchell  
Poplar River First Nation

**WHEREAS**, in 2016, Chiefs-in-Assembly passed resolution Jun-16.09 to pursue a Manitoba First Nation Gaming Strategy; and

**Seconded by:**

Chief Clarence Easter  
Chemawawin Cree Nation

**WHEREAS**, during the AMC Chiefs-in-Assembly on Gaming October 29 & 30, 2019, the Chiefs-in-Assembly introduced a motion directing Grand Chief to be involved in the work moving forward Manitoba First Nations Gaming Strategy and Initiatives.

**CARRIED**

**THEREFORE BE IT RESOLVED**, that AMC Chiefs-in-Assembly direct Grand Chief to work with the AMC Chiefs Gaming Committee on the following initiatives:

1. Inviting the Assembly of First Nations (AFN) to provide an update on the First Nation Gaming file at the national level and share the work plan under AFN; and
2. To seek a mandate from the Chiefs-in-Assembly to re-engage with the Province of Manitoba to advance discussions regarding First Nations Gaming; and
3. Immediately write to the new provincial Minister of Crown Services, requesting a meeting and expressing the critical importance of First Nations participation in the Provincial Gaming Review; and
4. To conduct its own Gaming Review independent of the Province; and
5. Develop a strategy on gaming revenue sharing between Manitoba and First Nations; and
6. Develop, review, and agree on changing Manitoba First Nation gaming policies; and
7. Develop a comprehensive communications strategy, that accompanies and compliments all gaming decisions made by the Chiefs-in-Assembly; and
8. Appoint 1 Southern Chief representative and 1 non-VLT holder representative to the Chiefs Gaming Committee; and
9. Write to the new leadership of Manitoba Liquor and Lotteries Corporation and the Liquor Gaming and Cannabis Authority and meet with them; and

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.10**  
**Page 2 of 2**

**RE: AMC GRAND CHIEF TO WORK ON MOVING FORWARD  
MANITOBA FIRST NATION CHIEFS GAMING STRATEGY AND  
INITIATIVES**

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10. Develop a strategy to lobby the federal government to change the *Criminal Code*, and absent that, consider advancing a resolution at an AFN Assembly seeking to legally challenge Canada and Section 207 of the *Criminal Code*; and
11. Provide regular updates to the AMC Chiefs-in-Assembly on the status of the implementation of the aforementioned activities; and
12. Reassert to the province that existing gaming allocations should proceed as per existing provincial policies.

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**Assiniboia Downs, Winnipeg**



**Grand Chief Arlen Dumas**

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**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.11**

**RE: SUPPORT FOR RESEARCH ON THE HOLISTIC ECOSYSTEM  
APPROACH TO EMERGENCIES: NAGAJI-DIDA**

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**Moved by:**  
Chief Shirley Ducharme  
O-Pipon-Na-Piwin Cree Nation

**Seconded by:**  
Chief Clarence Easter  
Chemawawin Cree Nation

**CARRIED**

**WHEREAS**, resolution *NOV-06.04 First Nations Health Research Initiative* recommended, among other things, the Assembly of Manitoba Chiefs work in partnership with the Northern Health Research Unit to develop a research training initiative for health planners; and

**WHEREAS**, more than 10,000 First Nation citizens were displaced from their lands, homes, and territories due to the man-made flood of May 2011, in Manitoba; and

**WHEREAS**, more than 15,000 First Nation citizens were evacuated from their lands, homes and territories due to the 2019 winter storm; and

**WHEREAS**, First Nation citizens continue to be displaced from their original lands; and

**WHEREAS**, Dr. Myrle Ballard is collaborating with Drs. Tom Ward, Gregg Tomy, and Viktor Nemykin to conduct analysis on lands and water.

**THEREFORE BE IT RESOLVED**, that the AMC Chiefs-in-Assembly supports Dr. Myrle Ballard and her research team on the proposed study entitled, A Critical ecosystems inventory and analysis examining "Holistic Ecosystem Approach to Emergencies: *Nagaji-dida*".

**CERTIFIED COPY**

***of a resolution adopted***

***on October 29 & 30 , 2019***

***Assiniboia Downs, Winnipeg, MB***



***Grand Chief Arlen Dumas***

**ASSEMBLY OF MANITOBA CHIEFS**  
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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.13**

**RE: GAMING REVENUE SHARING**

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Moved by:  
Chief Betsy Kennedy  
War Lake First Nation

**WHEREAS**, there are no gaming revenues from provincial casinos, VLTs, lotteries or online gaming being shared with First Nations in Manitoba; and

Seconded by:  
Chief Murray Clearsky  
Waywayseecappo First  
Nation

**WHEREAS**, the provinces of Ontario and British Columbia have entered into gaming revenue sharing agreements with First Nations groups in their respective provinces.

**CARRIED**

**THEREFORE BE IT RESOLVED**, that the Chiefs-in-Assembly direct the AMC Grand Chief's Office and Chiefs Gaming Committee to review and analyze the Ontario and British Columbia models for gaming revenue sharing, and to develop a Manitoba revenue sharing model.

**FURTHER BE IT RESOLVED**, that the Grand Chiefs Office and the Chiefs Gaming Committee provide a proposed revenue sharing model for all Manitoba casinos, VLT, Lotteries, and online gaming to the Chiefs-in-Assembly by the next Chiefs Assembly.

**CERTIFIED COPY**  
***of a resolution adopted***  
***on October 29 & 30, 2019***  
***Assiniboia Downs, Winnipeg, MB***

  
***Grand Chief Arlen Dumas***



**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.14**  
**Page 1 of 2**

**RE: JOINT REVIEW OF FIRST PEOPLES ECONOMIC GROWTH FUND**

**Moved by:**

Chief Murray Clearsky  
Waywayseecappo First  
Nation

**Seconded by:**

Chief Karen Batson  
Pine Creek First Nation

**CARRIED**

**WHEREAS**, in 2005, the Assembly of Manitoba Chiefs (AMC) signed a Letter of Understanding with the Government of Manitoba (MB), establishing the AMC/MB Joint First Nations Gaming Steering Committee, and agreeing to move forward on recommendations from the 2003 Joint AMC/MB review of the 2000 First Nations Casino Project; and

**WHEREAS**, on November 2, 2006, the AMC and MB signed a Memorandum of Understanding (MOU) for the establishment of an economic development fund. The initial 5-year commitment was funded based on a percentage of net provincial gaming revenue, initially estimated approximately \$20 million, and was administered by the provincial department of Aboriginal and Northern Affairs. It was through this MOU that the AMC and MB worked together to form what became known as the First Peoples Economic Growth Fund (FPEGF); and

**WHEREAS**, in 2007/2008 the FPEGF was established as a non-profit corporation owned equally by the AMC and MB through a Unanimous Members Agreement, with a jointly appointed board and officially opened its doors on September 23, 2008; and

**WHEREAS**, in 2011, Manitoba committed to funding a new \$25 million agreement for the FPEGF, once the original funding agreement expired in 2012/13, and it was at this point that the funding of FPEGF was no longer linked to a percentage of annual net provincial gaming revenues; and

**WHEREAS**, the new agreement for FPEGF was negotiated for a longer term, spreading the committed funds out to 2021/2022 fiscal year; and

**WHEREAS**, the current funding agreement for FPEGF will expire on March 31, 2022.

**ASSEMBLY OF MANITOBA CHIEFS**  
**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.14**  
**Page 2 of 2**

**RE: JOINT REVIEW OF FIRST PEOPLES ECONOMIC GROWTH FUND**

**THEREFORE BE IT RESOLVED**, the Chiefs-in-Assembly direct the AMC Secretariat to conduct a joint review with the Province of Manitoba using the most current annual report, and other information requested from the FPEGF.

**FINALLY BE IS RESOLVED**, the Chiefs-in-Assembly direct the AMC Grand Chief to negotiate further financial support for the FPEGF by using the existing model, or by creating a new model.

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**Grand Chief Arlen Dumas**

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**Chiefs Assembly on Gaming**  
**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.15**

**RE: SUPPORT FOR THE CANADIAN ARMED FORCES BOLD  
EAGLE PROGRAM**

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**Moved by:**  
Chief Murray Clearsky  
Waywayseecappo First  
Nation

**WHEREAS**, First Nations in Manitoba have a proud legacy of their citizens serving in the military; and

**Seconded by:**  
Councillor Bava Dhillon,  
Proxy  
Sapotaweyak Cree Nation

**WHEREAS**, the Canadian Armed Forces Bold Eagle program is designed for Indigenous youth across Western Canada that includes cultural teachings and, upon completion, granting them the Basic Military Qualification in the Primary Reserves; and

**CARRIED**

**WHEREAS**, through resolution MAY-03.19, the Bold Eagle Program is supported by the Chiefs-in-Assembly; and

**WHEREAS**, over the last decade, the amount of First Nations youth in Manitoba have steadily declined as attendees of the Bold Eagle Program due to a lack of awareness of the program; and

**WHEREAS**, the Federation of Sovereign Indigenous Nations houses the Bold Eagle Management Committee (BEMC) and currently has a vacant position for a representative from Manitoba.

**THEREFORE BE IT RESOLVED**, that the AMC Chiefs-in-Assembly direct AMC Secretariat to appoint an individual to become the Bold Eagle Coordinator for Manitoba and to become a member of the BEMC.

**CERTIFIED COPY**

**of a resolution adopted**  
**on October 29 & 30, 2019**  
**Assiniboia Downs, Winnipeg, MB**



**Grand Chief Arlen Dumas**

**ASSEMBLY OF MANITOBA CHIEFS**  
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**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.16**  
**Page 1 of 2**

**RE: MANITOBA CROWN LAND AUCTIONS**

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**Moved by:**

Chief Dennis Meeches  
Long Plain First Nation

**Seconded by:**

Chief Lance Roulette  
Sandy Bay First Nation

**CARRIED**

**WHEREAS**, First Nations in Manitoba entered into or adhered to various Treaties with Her Majesty the Queen (the Crown) between 1871 to 1910, which provided that Canada would lay aside and reserve tracts of land for the exclusive use and benefit for First Nations; and

**WHEREAS**, the Manitoba Framework Agreement on Treaty Land Entitlement (TLE) was signed on behalf of 21 First Nations, Canada, and Manitoba to provide up to a total of 1.1 million acres of Reserve land to entitled First Nations; and

**WHEREAS**, agricultural Crown lands in Manitoba reside on First Nation Treaty territory; and

**WHEREAS**, the Province of Manitoba Crown Lands Amendment Act section 7.2(2) states Crown Land leases, and renewable permits, can become available through public auction; and

**WHEREAS**, cropping leases are at five years in length and forage lease terms are now at 15 years in length; and

**WHEREAS**, upcoming auctions will be held between November 27, 2019 and December 6, 2019; and

**WHEREAS**, the Manitoba government's Crown Land Amendment Act keeps Crown's lands away from entitled First Nations under the TLE.

**THEREFORE BE IT RESOLVED**, that the Chiefs-in-Assembly direct the AMC Secretariat to conduct research on provincial crown lands and explore the possibility of acquiring unused lands.

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**Assiniboia Downs, 3975 Portage Avenue**  
**Winnipeg, MB**  
**October 29 & 30, 2019**

**CERTIFIED RESOLUTION**

**OCT-19.16**  
**Page 2 of 2**

**RE: MANITOBA CROWN LAND AUCTIONS**

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**FINALLY BE IT RESOLVED**, that the Chiefs-in-Assembly direct the Grand Chief's Office to firmly reiterate to the Province that holding back the acquisition of lands as a result of the Province passing the Crown Lands Amendment act, is to show of bad faith on the Province's obligations dictated by the Manitoba Framework Agreement on Treaty Land Entitlement.

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