

CONTINUING CONSOLIDATION
BY-LAW NO. 6988

AS AMENDED BY BY-LAW NO. 7046.

BEING A BY-LAW of The City of Brandon to establish a Brandon Urban Aboriginal Peoples' Council.

WHEREAS it is desirable that an Urban Aboriginal Peoples' Council be created to give a forum for ongoing community dialogue.

AND WHEREAS it is deemed necessary and expedient that the terms and mandate of such a Council be established.

NOW THEREFORE the Council of The City of Brandon, assembled, enacts as follows:

PART ONE: TITLE AND INTERPRETATION

1. INTERPRETATION

This by-law may be cited as the "Brandon Urban Aboriginal Peoples' Council By-law".

2. DEFINITIONS

- (a) Unless otherwise expressly provided or unless the context otherwise requires, words and expressions in this By-law have the same meaning as the same words and expressions in a standard dictionary.
- (b) In this By-law:
 - (1) "Aboriginal" includes Indian, Non-Status, Métis and Inuit.
 - (2) "Aboriginal Council" means the Urban Aboriginal Peoples' Council.
 - (3) "City Council" means the Council of the City of Brandon.
 - (4) "City Manager" means the Chief Administrative Officer of the City of Brandon.

PART TWO: BRANDON URBAN ABORIGINAL PEOPLES' COUNCIL

3. Establishment

The Urban Aboriginal Peoples' Council of Brandon (hereinafter referred to as "the Aboriginal Council") is hereby established.

4. Duties and Functions of the Committee

- (a) City Council may refer to the Aboriginal Council for its consideration and advice, and the Aboriginal Council may on its own initiative consider and advise City Council on any matter relating to issues of concern to Aboriginal people, including:
 - (1) developing and maintaining a positive relationship with individuals, groups, agencies, organizations, orders of government, etc., who are addressing issues of concern to urban Aboriginal people.
 - (2) assisting the efforts of other agencies, organizations, etc., who are addressing issues of concern to Urban Aboriginal people;
 - (3) undertaking research, study or investigation in areas of concern in order to develop advice and make recommendations;
 - (4) soliciting input and receiving advice, recommendations, reports or concerns from individuals or groups addressing issues of concern to Urban Aboriginal people, and recommending appropriate action; and
 - (5) liaising with City of Brandon staff through the Office of the City Manager in support and development of policies, programs and other initiatives that will seek to address issues of concern to Aboriginal people.

5. Membership

(a) The Aboriginal Council shall consist of the following members, to be appointed by resolution of City Council:

- (1) two (2) members of City Council;
- (2) one (1) member appointed by the Brandon Friendship Centre;
- (3) one (1) member appointed by Manitoba Metis Federation;
- (4) one (1) member appointed by Dakota Ojibway Tribal Council;
- (5) one (1) member appointed by ~~Brandon Regional Health Authority~~ *Prairie Mountain Health*;
- (6) one (1) member appointed by the Brandon School Division;
- (7) four (4) citizen-at-large members, two of whom shall be self-identified Aboriginal persons;
- (8) one member appointed by Assiniboine Community College;
- (9) one member appointed by Brandon University.

[AM. B/L 7046]

(b) All members appointed to the Aboriginal Council shall serve for the following terms of office:

- (1) the appointed members of City Council shall be appointed annually at the organizational meeting of City Council held in November of each year;
- (2) the remaining members shall be appointed for a two year term commencing on the 1st day of January in the year in which such appointments are made.

Each member is eligible for reappointment on the expiration of his or her term of office.

- (c) Where a vacancy in the membership occurs, from any cause during the term of its members, City Council shall appoint a person to fill such a vacancy on the Aboriginal Council and that person will serve for the unexpired term of office for which his or her predecessor was appointed.
- (d) Where a member fails to attend three consecutive regular meetings of the Aboriginal Council without being authorized to do so by resolution of the Aboriginal Council, such member thereby forfeits his or her seat on the Aboriginal Council.
- (e) In those years where vacancies occur in the membership due to the expiration of terms of office of citizen representatives, applications from citizens of the City of Brandon interested in serving on the Aboriginal Council shall be sought through public notice, and all applications received shall be presented to City Council for consideration. Approval of the candidates applying to be appointed to the Aboriginal Council shall be made by City Council.

6. Meetings of the Aboriginal Council

- (a) The Aboriginal Council shall meet at least once a month, except during the months of July and August, unless there is no business to be addressed, and shall also meet at the call of the Chairperson or at the request of one-third of its members.
- (b) Any standing or special committee of the Aboriginal Council may meet as often as deemed necessary by the Chairperson of each respective committee and each committee shall devote its energies to their delegated area of responsibility.
- (c) The Aboriginal Council may establish its own rules and procedures for the conduct of its meetings.
- (d) The Chairperson of the Aboriginal Council, and each of its sub-committees, shall preserve order at all meetings and decide all points of order which may arise.

- (e) All questions before any meeting of the Aboriginal Council or sub-committee, shall be decided by a majority of the members present including the Chairperson, and the Chairperson shall, in addition, have a deciding vote in the event of an equality of votes.

PART THREE: REPEAL AND ENACTMENT

7. This by-law shall come into full force and take effect on the day following its passage.

DONE AND PASSED by the Council of The City of Brandon, duly assembled, this 13th day of December A.D. 2010.

“S. Decter Hirst”
MAYOR

“C. Arvisais”
CITY CLERK

Read a first time this	29 th	day of	November	A.D. 2010
Read a second time this	13 th	day of	December	A.D. 2010
Read a third time this	13 th	day of	December	A.D. 2010

I, Conrad Robert Arvisais, Clerk of the City of Brandon, DO HEREBY CERTIFY the above by-law to be a true and correct copy of By-law No. 6988, as amended by By-law No. 7046.

Original Signed By
“C. R. Arvisais”
C. R. Arvisais, City Clerk