

**MEMORANDUM OF UNDERSTANDING
AND
PROTOCOL AGREEMENT**

This AGREEMENT dated for reference the 9th day of October, 2008

BETWEEN: SQUAMISH NATION

AND: THE DISTRICT OF NORTH VANCOUVER

(the Parties)

WHEREAS:

- A. The Squamish Nation and the District of North Vancouver (DNV) each have distinct governance authorities and responsibilities towards their residents and members, and acknowledge that the interests of all persons living in their communities are best served by working together in the spirit of cooperation.
- B. The Parties recognize that establishing a formal government-to-government relationship now will create a level of certainty for the Parties' communities and jurisdictions and begin an important dialogue in anticipation of successful community development.

NOW THEREFORE the Parties enter into this Memorandum of Understanding and Protocol Agreement with the intention and desire to establish a cooperative government-to-government relationship for the purpose of sharing information, improving communications, addressing specific concerns, setting a solid foundation for future planning and raising awareness and understanding of Squamish Nation title, rights and responsibilities, and the rights of the DNV under the Local Government Act and the Community Charter.

1.0 PURPOSE

- 1.1 The purpose of this Memorandum of Understanding and Protocol Agreement (herein referred to as the "Protocol") is to enter into a more formal arrangement between the Squamish Nation and the District of North Vancouver with respect to establishing and maintaining a long-term cooperative government-to-government relationship through effective communications; and
- 1.2 To establish a government-to-government Steering Committee comprised of political representatives and/or staff members to foster the development of clause 1.1.

2.0 PRINCIPLES OF COOPERATION

The Parties agree that the Squamish Nation and the DNV will:

- 2.1 Meet regularly to promote and encourage open and constructive dialogue based on mutual trust, honesty, respect and understanding.
- 2.2 Work cooperatively to ensure that the Parties have a full understanding of each other's governing structures, capacities, traditions, roles, responsibilities and current projects.
- 2.3 Maintain respect for the views and authority of each of the Parties.

3.0 KEY JOINT INTERESTS

- 3.1 The parties agree to enter into negotiations with the objective of finalizing a new overarching service agreement for the provision of municipal services to the residents or occupants of the Seymour Creek Reserve and that area of the Capilano Reserve to which the DNV has historically provided services.
- 3.2 The Parties agree to work together on all areas of mutual interest including the following:
 - Governance
 - Policing / Security
 - Intergovernmental Relationships
 - Cultural and Heritage Protection
 - Environmental Protection
 - Economic Development / Visitor Strategy
 - Land Use Planning and Management
 - Watershed Management
 - Transportation Initiatives
 - Emergency Planning
 - Shared / Reciprocal Service Delivery
 - Capacity Building
 - Zoning Processes
 - Sustainable Healthy Communities.

4.0 COMMUNICATIONS

- 4.1 The Parties recognize that the success of a government-to-government relationship is predicated upon open and transparent communication.
- 4.2 It is the intention of the Parties to pursue opportunities for collaborative decision-making and establishing cooperative action plans on common areas of interest.
- 4.3 The Parties acknowledge and recognize that communication and information sharing for the interests set out in 4.1 may be subject to Federal and Provincial Freedom of Information and Protection of Privacy Legislation.

5.0 STEERING COMMITTEE

- 5.1 A Steering Committee will be established as the principal structure for implementing this Protocol.
- 5.2 Each party will name two representatives to the Committee and one alternate.
- 5.3 The Committee will meet quarterly, or as required, with the first meeting to take place within sixty (60) days of the signing of this Protocol.
- 5.4 The duties and responsibilities of the Steering Committee are:
 - a) to prioritize, develop, and recommend specific projects to the respective elected Council;
 - b) to implement the decisions of the elected Councils for the undertaking of specific projects and initiatives;
 - c) to establish technical committees and/or working groups to undertake specific projects as required; and
 - d) to identify and secure financial and other resources required to undertake specific projects.

6.0 COUNCIL TO COUNCIL FORUM:

- 6.1 The elected Councils will meet at least annually and as required to monitor and evaluate the implementations of this Protocol and the specific initiatives undertaken thereto. Councils will also provide vision, policy and strategic direction to the Steering Committee.

7.0 TERMS OF THE AGREEMENT

- 7.1 The Parties agree that this Protocol shall take effect by a formal resolution by each respective Council.
- 7.2 The Parties agree that this Protocol is a living document and may be subject to revision from time to time by mutual consent. The revisions must be agreed to in writing, and by formal resolution of each respective Council.

- 7.3 The Protocol will remain in effect continuously unless terminated by either of the Parties by providing sixty (60) days notice in writing, to be delivered by hand, facsimile or registered mail.
- 7.4 This Protocol does not affect any aboriginal right, title or interest of the Squamish Nation.
- 7.5 This Protocol does not prejudice or affect the Districts right, powers, duties or obligations in the exercise of its functions pursuant to the *Local Government Act* and the *Community Charter* as amended from time to time.

8.0 ADDRESS FOR SERVICE

SQUAMISH NATION

c/o Senior Operating Officer
 PO Box 86131, 320 Seymour Boulevard
 North Vancouver, BC V7L 4J5

DISTRICT OF NORTH VANCOUVER

C/O Chief Administrative Officer
 355 West Queens Road, North Vancouver, BC V7N 4N5

IN WITNESS THEREOF the Parties have hereunto affixed their signatures as of the day and year first written above.

**The Corporation of the District
 of North Vancouver
 By its authorized signatories**



**Richard Walton
 Mayor**

**Squamish Nation
 By its authorized signatories**



**Chief Gibby Jacob
 KáKelt̓n Siyám
 Squamish Nation**