

Ministre des Affaires
autochtones et du Nord



Minister of Indigenous and
Northern Affairs

Ottawa, Canada K1A 0H4

I, Minister of Indigenous and Northern Affairs, HEREBY APPROVE,
pursuant to section 83 of the *Indian Act*, the following by-law made by the
Westbank First Nation, in the Province of British Columbia, at a meeting
held on the 5th day of December 2016.

- **Westbank First Nation
Capital Expenditure By-law No. 16-TX-08**

Dated at Ottawa, Ontario, this 11 day of January 2016⁷.

A handwritten signature in blue ink that reads 'Carolyn Bennett'.

Hon. Carolyn Bennett, M.D., P.C., M.P.

**WESTBANK FIRST NATION
IR NO.10 IT BACKUP GENERATOR CAPITAL EXPENDITURE BY-LAW
NO. 16-TX-08**

To authorize the expenditure of a maximum of Thirty Thousand Dollars (\$30,000) from money raised pursuant to section 83(1) of the *Indian Act*, for the purpose of completing the purchase and installation of IT Backup Generator within the Tsinstikeptum Indian Reserve No.10.

WHEREAS:

- A. Pursuant to Section 83(1) of the *Indian Act* and the Westbank First Nation's inherent right of self-government, the Westbank First Nation has enacted the Westbank First Nation Property Taxation By-law, 95-TX-08 (the "**Taxation By-law**");
- B. In accordance with section 12(3)(m) of the Taxation By-law, the Westbank First Nation annually deposits Ten (10%) percent of annual gross taxes in an income contingency fund (the "**Contingency Fund**") to be used from time to time for such capital projects as may be authorized by separate by-law;
- C. In accordance with section 4.4 of the WFN Expenditure By-law 1995, all surplus monies remaining in the Taxation Fund at the end of the Fiscal Year specified in the Expenditure By-law Annual Budget Schedule may be transferred into the Stabilization Fund, and may be applied towards the operation and administration costs for the next Fiscal Year, overruns on existing Capital projects or for any other contingencies, (the "**Stabilization Fund**");
- D. Westbank First Nation deems it desirable and in the best interest of the community members to advance funds to complete the purchase of IT Backup Generator and Installation Project on Tsinstikeptum Indian Reserve No.10.
- E. The Westbank First Nation has concluded the total cost of purchase and installation of the IT Backup Generator on Tsinstikeptum Indian Reserve No.10 to be not more than Thirty Thousand Dollars \$30,000 as outlined in Schedule "A" to this By-law.

NOW THEREFORE, the Council of the Westbank First Nation hereby enacts the following by-law;

SHORT TITLE

1. This By-law may be cited for all purposes as the IR No.10 IT Backup Generator Purchase and Installation Project Capital Expenditure By-law No. 16-TX-08.

EXPENDITURE AUTHORIZATION

2. The Westbank First Nation hereby acknowledges that it is in the best interests of all community and band members of the Westbank First Nation to proceed with the IT Backup Generator Purchase and Installation Project as summarized in Schedule "A" to this By-law.
3. The Westbank First Nation hereby approves the expenditure of not more than Thirty Thousand Dollars (\$30,000) from the Contingency Fund for the purposes of the IT Backup Generator Purchase and Installation Project (the "Project Funds").
4. The Westbank First Nation also authorizes the expenditure of all or a portion of the Project Funds to acquire all such lands, easements, rights-of-way, licences, permits, rights and authorities as may be required or desirable for or in connection with the IR No.10 IT Backup Generator Purchase and Installation Project.
5. Any of the Project Funds not expended on the IR No.10 IT Backup Generator Purchase and Installation Project or incidental costs related thereto, will be reimbursed to and deposited in the Contingency Fund upon completion of the IR No.10 IT Backup Generator Purchase and Installation Project.

EFFECTIVE

6. This By-law comes into full force and effect upon approval by the Minister of Indigenous Affairs and Northern Development Canada.

BE IT HEREBY RESOLVED AND AGREED:

That this By-law, entitled the "IR No.10 IT Backup Generator Purchase and Installation Project By-law No.16-TX-08" has been read for the first, second (if required), third and final time by the Council of the Westbank First Nation at duly convened council meetings.

Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 21st day of November, 2016.

Exempt from a second reading pursuant to section 60.9 of the Westbank First Nation Constitution.

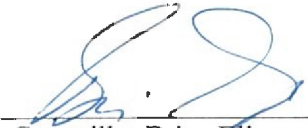
Read a third time, and enacted as a Westbank Law, by Council of the Westbank First Nation at a duly convened meeting held on the 5th day of December, 2016.

Chief Roxanne Lindley


Councillor Christopher Derickson



Councillor Thomas Konek



Councillor Brian Eli



Councillor Fernanda Alexander

SCHEDULE "A"
16-TX-08

BUDGET FOR PROPOSED IR NO.10 IT Backup Generator Purchase and Installation Project 16-TX-08	COST	FUNDING SOURCE
Purchase Costs <ul style="list-style-type: none"> • Frontier Power Products • Model: 24RCL • NEMA Switch • Keldon Electric • Installation and Labour Contingency	 \$ 17,450.00 \$ 1,578.00 \$ 9,902.55 \$ 1,069.45	 WFN, Local Government Services
Total Cost	\$ 30,000.00	WFN, LGS
	\$ 30,000.00	WFN, LGS