

Falk-Varcoe, Kyle C MIT:EX

From: Rachel Parker <RParker@cumberland.ca>
Sent: Thursday, July 21, 2016 4:12 PM
To: Graham, Tom J MIT:EX; Dailly, Nicole MIT:EX
Subject: RE: Apology Plaque - Cumberland Chinese Cemetery
Attachments: SKMBT_C65416072114451.pdf

Hi Nicole,

The mayor has seen the letter to K'omoks First Nation so I've attached the letter with my signature. You could use my signature from this scan to paste onto the original letter if you like.

A report for information is going to Cumberland Council on Monday night, so I should be able to have the signed contract to you on Tuesday.

Thank you!

Rachel

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

This transmission (including any attachments) may contain confidential information, privileged material (including material protected by the FOI act or other applicable privileges), or constitute non-public information. Any use of this information by anyone other than the intended recipient is prohibited. If you have received this transmission in error, please immediately reply to the sender and delete this information from your system. Use, dissemination, distribution, or reproduction of this transmission by unintended recipients is not authorized and may be unlawful.

From: Graham, Tom J MIT:EX [<mailto:Tom.Graham@gov.bc.ca>]
Sent: Friday, July 15, 2016 2:19 PM
To: Rachel Parker; Dailly, Nicole MIT:EX
Subject: Apology Plaque - Cumberland Chinese Cemetery

As discussed this morning, the most recent Shared Cost Arrangement and FN letter drafts.

Getting closer to finalization.

Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137



Ref: xxxxx

July 25, 2016

Marcia Dawson, Band Administrator
K'omoks First Nation
3330 Comox Road
Comox BC V9N 3P8

Dear Ms. Marcia Dawson:

We are writing to inform you of the installation of a commemorative plaque at the Cumberland Chinese Cemetery commemorating the May 15, 2014 apology from the British Columbia legislative assembly to Chinese Canadians for legislated discrimination enacted by past provincial governments.

The plaque is a partnership between the Ministry of International Trade Responsible for Asia Pacific Strategy and Multiculturalism and the Village of Cumberland. The plaque is purely commemorative; does not confer any form of legal protection; and does not register any interest in land. Individual property rights and any asserted aboriginal rights and title will not be impacted by the installation of the commemoration.

The Commemorations Project is one of the legacy initiatives stemming from the Apology for Historical Wrongs against Chinese Canadians. Further information of the Chinese Legacy BC initiative can be accessed on the internet at <http://www2.gov.bc.ca/gov/content/governments/multiculturalism-anti-racism/chinese-legacy-bc>.

The commemoration unveiling is tentatively scheduled for early Fall 2016 and you can expect to receive an invitation closer to the time.

If you have any questions regarding the plaque or the initiative please feel free to contact Tom Graham at tom.graham@gov.bc.ca or 250 356-1705.

Sincerely,

Tom Graham
Director, Corporate Initiatives
Ministry of International Trade

Rachel Parker
Deputy Corporate Officer
Village of Cumberland

Cc: Howard Grant, Executive Director, First Nations Summit
Don Bain, Executive Director, Union of British Columbia Indian Chiefs

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Friday, September 30, 2016 2:19 PM
To: 'Adriana Proton'
Cc: 'Achinback Foundry'; Dailly, Nicole MIT:EX; Sekyer, Dean MIT:EX; Pratt, Andrew GCPE:EX; Mulholland, Lauren GCPE:EX; Cadieux, Shawna GCPE:EX; Carne, Courtney GCPE:EX
Subject: Cumberland Apology Plaque Layout Approved
Attachments: Cumberland_CCem_A_02_annot.pdf

Hi Adriana, the attached Layout is approved.

Pls consider confirming and approving your fabricator to build to specifications a true likeness.

I note that at this time, and subject to confirmation and advance planning, you feel the community would likely be ready to unveil after November 18 (the last two weeks in November).

Thank you very much Adriana.

Nicole and I are available at any time to discuss concerns, especially those that you may feel could threaten readiness to unveil or the quality of the commemoration.

Best, Tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Thursday, December 8, 2016 3:37 PM
To: Sekyer, Dean MIT:EX; Dailly, Nicole MIT:EX
Subject: RE: Cumberland

This looks great. Pls cc Nicole and keep her in the loop. Nicole will approach you on several matters while I am away.
Thx, tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

From: Sekyer, Dean MIT:EX
Sent: Thursday, December 8, 2016 3:34 PM
To: Denney, Jay MIT:EX; Rhodes, Gillian GCPE:EX
Cc: Roberts, Clark MIT:EX; Graham, Tom J MIT:EX
Subject: RE: Cumberland

Hi Jay:

Community is asking if January 13th would work for the Minister's schedule and local MLA's schedule.

The community has 3 great deliverables including a stone and plaque monument; sign and shingled shelter; and descendants will be invited.

1. Two apology plaques on a rock. One has the province's apology, and one is Cumberland's. Both are in English. These are already installed.
2. Interpretive sign. This describes the history of the cemetery and Chinese burial traditions and will be in English. We are finalizing the design, and unless the ground is frozen, Tom expects it to be installed in late December or early January.
3. Grave marker replica. This is a concrete replica of a traditional cedar grave marker post. It has no English, just eight Chinese characters on it for Si Yi, the "Four Counties". This is the area in the Guangdong province of southern China that the majority of early Chinese Canadians emigrated from. This is explained on the interpretive sign. Unless the ground is frozen, Tom expects this to be installed before Christmas.

So could you please check if January 13 works? Once we hear back from you, we will start the wheels in motion.

Gillian: It would be great to have Emily Young as event planner again if possible ...^{s.22}
in Kelowna.

and was fantastic

D

Dean Sekyer
Executive Director

Corporate Initiatives and Multiculturalism
Ministry of International Trade and
Ministry Responsible for Asia Pacific Strategy and Multiculturalism
Tel: 250-952-0409
Cel: 250-216-5294

From: Denney, Jay MIT:EX
Sent: Wednesday, December 7, 2016 2:36 PM
To: Rhodes, Gillian GCPE:EX; Sekyer, Dean MIT:EX
Subject: Re: Cumberland

Ok. The dates currently work for the local MLA as well, but his schedule may begin to fill up, so getting a firm date from the community as soon as possible would be great.

Sent from my BlackBerry 10 smartphone on the TELUS network.

From: Rhodes, Gillian GCPE:EX
Sent: Wednesday, December 7, 2016 2:24 PM
To: Denney, Jay MIT:EX; Sekyer, Dean MIT:EX
Subject: RE: Cumberland

Ok
Dean let us know what works for the community and we'll pick it up from there.

From: Denney, Jay MIT:EX
Sent: Wednesday, December 7, 2016 2:23 PM
To: Sekyer, Dean MIT:EX; Rhodes, Gillian GCPE:EX
Subject: Cumberland

Earliest date would be Jan 9th. Dates that don't work.... Jan 11, 16. Should aim to do it on or before Jan 23rd, as MTW will have a full schedule beyond that with Lunar New Year.

Sent from my BlackBerry 10 smartphone on the TELUS network.

Falk-Varcoe, Kyle C MIT:EX

From: Sekyer, Dean MIT:EX
Sent: Saturday, December 10, 2016 11:57 AM
To: Dailly, Nicole MIT:EX
Cc: Graham, Tom J MIT:EX; Tang, Lynne MIT:EX
Subject: Fwd: Re: Cumberland

Hi Nicole.

When you get back in the office next week, can you please contact the Cumberland community and let them know that January 13th is a go.

The more time they have to invite the descendants, the better.

Also, ^{s.22} so please draft a notice for the LIAC members so we can alert them to save the date in their calendar. Once approval d, I'd like you to send this notice to them.

Please work with Lynne on all these deliverables. Feel free to show me drafts of your messages.

Thx,

D

----- Original Message -----

Subject: Re: Cumberland

From: "Denney, Jay MIT:EX"

Date: 9 Dec 2016 5:39 pm

To: "Sekyer, Dean MIT:EX" , "Rhodes, Gillian GCPE:EX"

January 13th works! Please inform all LIAC members as well.

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Dean Sekyer

Executive Director

Corporate Initiatives and Multiculturalism

Ministry of International Trade and

Ministry Responsible for Asia Pacific Strategy and Multiculturalism

Tel: 250-952-0409

Cel: 250-216-5294

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Falk-Varcoe, Kyle C MIT:EX

From: Cadieux, Shawna GCPE:EX
Sent: Monday, December 12, 2016 8:36 AM
To: Dailly, Nicole MIT:EX; Tang, Lynne MIT:EX
Subject: FW: Cumberland

From: Denney, Jay MIT:EX
Sent: Friday, December 9, 2016 5:39 PM
To: Sekyer, Dean MIT:EX; Rhodes, Gillian GCPE:EX
Cc: Roberts, Clark MIT:EX; Graham, Tom J MIT:EX; Mulholland, Lauren GCPE:EX; Cadieux, Shawna GCPE:EX
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Dean Sekyer

Executive Director

Corporate Initiatives and Multiculturalism

Ministry of International Trade and

Ministry Responsible for Asia Pacific Strategy and Multiculturalism

Tel: 250-952-0409

Cel: 250-216-5294



CONTRACT COMMITMENT

Note: This Form must be forwarded to Financial Operations together with the signed original contract or Modification Agreement **before** the first payment is requested. Section B, is only required for initial contracts, and section C is only required for amendments. Questions about this form can be directed to Contracts, Policy and Review, at (250) 356-9017.

☒ New Contract or ☐ Amendment - contract has Increased / <Decreased> by: \$ _____ (leave blank if unchanged)

A. Branch Action

Branch/Division: Corporate Initiatives/Corporate Initiatives & Multiculturalism	Contract Manager: Tom Graham	Telephone: 250 356-1705
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B. Initial Contracts only

Brief Project Description (this will be released under an FOI request):

The project is described as a natural stone monument with cast bronze plaque accompanied by a concrete re-creation of cedar post grave markers to show respect towards those left buried without descendants. The monument will be accompanied by an interpretive signage panel to illustrate the connection of the cemetery to the larger Chinese community. This will be located either in the existing gazebo or behind the existing Cumberland Chinese Cemetery sign.

Is **personal information** being collected, accessed or created: ☐ Yes ☒ No ☐ Unsure

If yes, complete the "[Personal Information Requirement For Contracts](#)" form and submit it to the [Ministry Privacy Officer](#) (MPO)

Mandatory to Select One Procurement Process (✓): [Procurement and AIT Code descriptions](#)

- | | |
|---|--|
| <input type="checkbox"/> 100 = Open Competitive Process (see NOTE) | <input checked="" type="checkbox"/> 209 = Direct Award – Cost Sharing Agreement (SCA) |
| <input type="checkbox"/> 300 = Direct Invitation to Selected Vendors | <input type="checkbox"/> 400 = Selected Vendor From Pre-Qualification List (see NOTE) |
| <input type="checkbox"/> 401 = Competition from Pre-Qualification Lists (see NOTE) | <input type="checkbox"/> 500 = Purchasing from a Corporate Supply Arrangement (CSA) |
| <input type="checkbox"/> 600 = other purchase process (FSA) | |

NOTE: Solicitation Number: _____

For Direct Award contract please provide a brief rationale:

Direct award shared cost arrangement to local non-profit organization because they are: contributing project resources; are identified by the community as having the administrative capacity to undertake the project; and will assume long term responsibility for the commemorations maintenance.

Mandatory to Select One AIT Exclusion (✓): [Procurement and AIT Code descriptions](#)

- | | | |
|--|--|--|
| <input type="checkbox"/> 100 = Purchase subject to AIT | <input type="checkbox"/> 200 = Purchase below applicable AIT threshold | <input type="checkbox"/> 300 = Purchase exempt commodity/service |
|--|--|--|

C. Amendments only

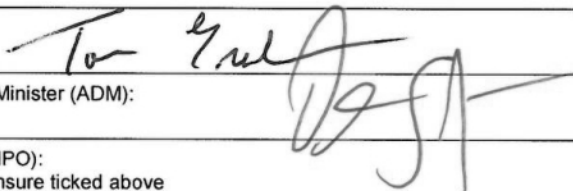
Reason for amendment is (✓): ☐ Change in deliverables ☐ Other (specify): _____

D. Commitment

Contractor legal name: (verified on BC Online Corporate Registry) THE CORPORATION OF THE VILLAGE OF CUMBERLAND		BCOnline registration #:
Doing business as (if different from above):		
Address: Box 340, 2673 Dunsmuir Avenue Cumberland, BC		Postal code: V0R 1S0

Phone: 250-336-2291		Fax:				
Contract #:						
Term of Agreement: From: 2016-Jun-25 To: 2017-Mar-31						
Total Contract Price: \$	8,000.00	Client #	Responsibility Centre	Service Line	STOB (*)	Project Number
\$	8,000.00	065	51549	11840	8001	5144444
\$						
\$						
\$						
\$						
\$						

E. Signatures

Contract Manager (CM):
Expense Authority (EA): 
Branch Assistant Deputy Minister (ADM):
Ministry Privacy Officer (MPO): ONLY required if yes or unsure ticked above
Ministry Chief Information Officer (MCIO): ONLY required for stob 63 contracts
Executive Financial Officer (EFO): ONLY required for stob 60/63 direct award contracts

*: For STOB 80 contracts you must also complete a "Government Transfers Review" form

Falk-Varcoe, Kyle C MIT:EX

From: Rachel Parker <RParker@cumberland.ca>
Sent: Friday, July 29, 2016 9:33 AM
To: Dailly, Nicole MIT:EX; Graham, Tom J MIT:EX
Subject: Cumberland - Legacy Monument Agreement
Attachments: SKMBT_C65416072908320.pdf

Hi Nicole & Tom,
Here's our signed agreement. Please let me know if you want the original mailed to you.
Thanks
Rachel

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

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From: c654@cumberland.ca [<mailto:c654@cumberland.ca>]
Sent: Friday, July 29, 2016 9:34 AM
To: Rachel Parker
Subject: Message from KMBT_C654



Ref: 16144

August 2, 2016

Chief Robert Everson
K'omoks First Nation
3330 Comox Road
Comox, BC V9N 3P8

Dear Chief Robert Everson:

We are writing to inform you of the installation of a commemorative plaque at the Cumberland Chinese Cemetery commemorating the May 15, 2014 apology from the British Columbia legislative assembly to Chinese Canadians for legislated discrimination enacted by past provincial governments.

The plaque is a partnership between the Ministry of International Trade Responsible for Asia Pacific Strategy and Multiculturalism and the Village of Cumberland. The plaque is purely commemorative; does not confer any form of legal protection; and does not register any interest in land. Individual property rights and any asserted aboriginal rights and title will not be impacted by the installation of the commemoration.

The Commemorations Project is one of the legacy initiatives stemming from the Apology for Historical Wrongs against Chinese Canadians. Further information of the Chinese Legacy BC initiative can be accessed on the internet at <http://www2.gov.bc.ca/gov/content/governments/multiculturalism-anti-racism/chinese-legacy-bc>.

The commemoration unveiling is tentatively scheduled for early Fall 2016 and you can expect to receive an invitation closer to the time.

If you have any questions regarding the plaque or the initiative please feel free to contact Tom Graham at tom.graham@gov.bc.ca or 250 356-1705.

Sincerely,

Tom Graham
Director, Corporate Initiatives
Ministry of International Trade

Rachel Parker
Deputy Corporate Officer
Village of Cumberland

Page 2

Cc: Howard Grant, Executive Director, First Nations Summit
Don Bain, Executive Director, Union of British Columbia Indian Chiefs



MEMORANDUM

Invoice #C17-LI-RP-03

Date: August 8, 2016

Re: PAYMENT REQUEST

Recipient: The Corporate of the Village of Cumberland
c/o Sundance Topham, Chief Administrative Officer
Box 340, 2673 Dunsmuir Avenue
Cumberland, BC V0R 1S0
Email: stopham@cumberland.ca
Fax: 250-336-2321

Payment Amount: \$8,000.00

Description: Payment of \$8,000.00 upon the signing of the Shared Cost Arrangement between the Ministry of International Trade and Ministry Responsible for the Asia Pacific Strategy and Multiculturalism and The Corporate of the Village of Cumberland dated August 2, 2016 under Contract #C17-LI-RP-03.

Payment Instructions: by cheque to The Corporate of the Village of Cumberland
c/o Sundance Topham, Chief Administrative Officer

Requested by: Nicole Dailly (250) 217-5068



This Shared Cost Arrangement dated for reference the 25th day of July, 2016.

BETWEEN

HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF
BRITISH COLUMBIA, represented by the Minister of International Trade
and Responsible for Asia Pacific Strategy and Multiculturalism (the
"Province")

AND

THE CORPORATION OF THE VILLAGE OF CUMBERLAND
Box 340, 2673 Dunsmuir Avenue
Cumberland, BC V0R 1S0 (the "Recipient")

WHEREAS:

- A. The Province created the **Chinese Historical Wrongs Commemoration Legacy Initiative** to celebrate the positive contribution of Chinese Canadians to B.C.'s history, culture and prosperity; and to contribute to public awareness and appreciation of the historic provincial Apology from the legislative assembly to Chinese Canadians for historical wrongs on May 15, 2014.
- B. The Province has approved funding for the Cumberland Chinese Cemetery Plaque Project (the project) defined in this Agreement and such funding is to be paid by the Province to the Recipient pursuant to the terms of this Agreement.

DEFINITIONS

1. In this Agreement and its recitals the following definitions apply:

"**Agreement**" means this Shared Cost Arrangement and any schedules attached hereto;

"**Project**" means the commemoration plaque, posts and any associated design, fabrication or installation described in Schedule A;

SCHEDULES

2. The Schedules to this Agreement are:

Schedule A	Project Description
Schedule B	Payment Terms and Conditions
Schedule C	Reporting Requirements
Schedule D	Communications Protocol

TERM OF AGREEMENT

3. Notwithstanding the actual date of execution of this agreement, the term of this agreement begins on July 25, 2016 and expires on March 31, 2017.

OBLIGATIONS OF THE RECIPIENT

4. The Recipient agrees to:
- (a) use its best efforts to implement the Project and carry out the Project in a diligent and professional manner;
 - (b) ensure that the financial contribution of the Province is to be used solely for the purpose of undertaking and/or completing the Project; and
 - (c) use its best efforts to spend all of the financial contribution no later than November 1, 2016.
5. The Recipient will comply with all applicable laws, statutes, regulations, or bylaws of Her Majesty the Queen in Right of Canada, the Province and any local government.
6. In accordance with the requirements of the Project, the Recipient agrees to:
- (a) establish and maintain books of account, invoices, receipts and vouchers for all expenses incurred in a form and content satisfactory to the Province;
 - (b) permit the Province, for contract monitoring and audit purposes, to inspect at all reasonable times, any books of account or records (both printed and electronic, including, but not limited to, hard disk or diskettes), whether complete or not, that are produced, received or otherwise acquired by the Recipient as a result of this Agreement; and
 - (c) maintain all such accounts and records for a period of six years after the term of the Agreement.

7. The Recipient is solely responsible for all aspects of the Project, including without limitation, the planning, design, construction, operation, maintenance, worker and public safety, completion and ownership of the Project, and nothing in this Agreement shall be deemed to give the Province interest in, or responsibilities for the Project, unless otherwise provided in this Agreement.
8. Upon completion of the Project the Recipient will retain title to and ownership of the assets resulting from the Project and will maintain and operate the assets.
9. The Recipient acknowledges that it is not the agent of the Province and will do no act which might be construed as authorizing any contract or permitting any other liability or obligation to be incurred on behalf of the Province.
10. The Recipient will obtain prior written approval from the Province for any significant changes to the scope of the Project.
11. No sub-contract entered into by the Recipient will relieve the Recipient from any of its obligations under this Agreement or impose upon the Province any obligation or liability arising from any such sub-contract.

OBLIGATIONS OF THE PROVINCE

12. Provided the Recipient is in compliance with its obligations under this Agreement, the Province will pay the Recipient the amount and in the manner set out in Schedule B of this Agreement.
13. The Province will not have any obligation to make a contribution under section 12 unless the Recipient has complied with the provisions set out in Schedule C.

COMMUNICATIONS

14. The Recipient agrees to follow the terms of the Communications Protocol set out in Schedule D of this Agreement.

INDEMNIFICATION

15. The Recipient will be solely responsible for and shall indemnify and save harmless the Province, and its ministers, officers, servants, employees and agents from and against all losses, claims, liabilities, suits, damages, actions, causes of action, costs and expenses, and demands of any kind ("losses"), or other proceedings by whomsoever brought or prosecuted in any manner based upon, or occasioned by any injury to persons, damage to or loss or destruction of property, economic loss or infringement of rights, caused by or arising directly or indirectly, from:

- (i) the Recipient's performance under this Agreement or the breach of any term or condition of this Agreement by the Recipient, its officers, servants, employees and agents,
- (ii) the on-going operation, maintenance and repair of the commemoration resulting from the Project; and
- (iii) any omission or other willful or negligent act of the Recipient, its officers, servants, employees and agents.

INSURANCE

16. The Recipient will, without limiting its obligations or liabilities herein, provide and maintain insurances with insurers licensed in Canada with coverage of a type, and in amounts, that any similar business, acting reasonably, would procure for a project of the scope, size and exposure of this Project, during the term of this Agreement and for any subsequent ongoing operations and maintenance of the resulting infrastructure.

DEFAULT

17. Any of the following events will constitute an Event of Default, whether any such event be voluntary, involuntary or result from the operation of law or any judgment or order of any court or administrative or government body:
 - (a) the Recipient fails to comply with any provision of this Agreement;
 - (b) any representation or warranty made by the Recipient in connection with this Agreement is untrue or incorrect;
 - (c) any information, statement, certificate, report or other document furnished or submitted by or on behalf of the Recipient pursuant to or as a result of this Agreement is untrue or incorrect;
 - (d) the Recipient ceases, in the opinion of the Province, to carry on business as a going concern;
 - (e) a change occurs with respect to one or more of the properties, assets, condition (financial or otherwise), business or operations of the Recipient which, in the opinion of the Province, materially adversely affects the ability of the Recipient to fulfill its obligations under this Agreement;
 - (f) an order is made or a resolution is passed or a petition is filed for the liquidation or winding up of the Recipient;
 - (g) the Recipient becomes insolvent or commits an act of bankruptcy or makes an assignment for the benefit of its creditors or otherwise acknowledges its insolvency;
 - (h) a bankruptcy petition is filed or presented against, or a proposal under the *Bankruptcy and Insolvency Act* (Canada) is made, by the Recipient;
 - (i) a receiver or receiver-manager of any property of the Recipient is appointed; or
 - (j) the Recipient permits any sum which is not disputed to be due by it to remain unpaid after legal proceedings have been commenced to enforce payment thereof.

TERMINATION

18. Upon the occurrence of any Event of Default and at any time thereafter the Province may, notwithstanding any other provision of the Agreement, at its sole option, elect to do any one or more of the following:
 - (a) terminate this Agreement and in which case the Province's obligation to make any further payment of the money remaining unpaid under this Agreement is also terminated and discharges the Province of all liability to the Recipient under this agreement;
 - (b) require that the Event of Default be remedied within a time period specified by the Province;
 - (c) suspend any installment of payment due to the Recipient by the Province while the Event of Default continues;
 - (d) waive the Event of Default;
 - (e) pursue any other remedy available at law or in equity.
19. If the Province terminates this Agreement under section 18(a), then such termination may take place on ninety (30) days' written notice.
20. The Province may, at its sole option, terminate the Agreement without cause upon one hundred and twenty (90) days' written notice to the Recipient.

REMEDIES NON-EXCLUSIVE

21. The rights, powers and remedies conferred on the Province under this Agreement or any statute or law are not intended to be exclusive and each remedy shall be cumulative and in addition to and not in substitution for every other remedy existing or available to the Province.
22. The exercise of any one or more remedies available to the Province will not preclude the simultaneous or later exercise by the Province of any other right, power or remedy.

APPROPRIATION

23. Notwithstanding any other provision of this Agreement, the payment of money by the Province to the Recipient under this Agreement is subject to:
 - (a) there being sufficient monies available in an appropriation, as defined in the *Financial Administration Act* to enable the Province, in any fiscal year or part thereof when any payment by the Province to the Recipient falls due under this Agreement, to make that payment; and
 - (b) Treasury Board, as defined in the *Financial Administration Act*, not having controlled or limited expenditure under any appropriation referred to in subsection (a) of this section.

NO FURTHER OBLIGATIONS

24. The Recipient acknowledges that nothing in this Agreement will bind the Province to provide any financing for any addition or improvement to the Project, or any cost overruns of the Project and that no partnership, joint venture or agency will be created or will be deemed to be created by this Agreement or any action of the parties under this Agreement.

JOINT AND SEVERAL OBLIGATIONS

25. In the event the Recipient is comprised of more than one entity, then the covenants and obligations of each of such entities with the others will be both joint as well as several.

AMENDMENTS

26. Unless otherwise specified in this agreement, this Agreement may be amended only by further written Agreement between the parties.

SURVIVAL OF TERMS

27. Sections 6 (b) and (c), 15, and 21, continue in force indefinitely, even after this agreement ends.

NOTICE

28. (a) Any written communication from the Recipient to the Province must be mailed, personally delivered, faxed, or electronically transmitted to the following address:

Ministry of International Trade
3rd Floor – 1803 Douglas Street
P.O. Box 9853 Stn Prov Govt
Victoria, BC V8W 9T5

Attention: Director
Corporate Initiatives
Email: Tom.Graham@gov.bc.ca

- (b) Any written communication from the Province to the Recipient must be mailed, personally delivered, faxed or electronically transmitted to the following address:

The Corporate of the Village of Cumberland
Box 340, 2673 Dunsmuir Avenue
Cumberland, BC V0R 1S0 (the "Village")
Fax: 250-336-2321

Attention: Sundance Topham, Chief Administrative Officer
Email: stopham@cumberland.ca

- (c) Any written communication from either party will be deemed to have been received by the other party on the tenth business day after mailing in British Columbia; on the date of personal delivery if personally delivered, or on the date of transmission if faxed.
- (d) Either party may, from time to time, notify the other by notice in writing of a change of address and following the receipt of such notice, the new address will, for the purposes of section 28 (a) or 28 (b) of this Agreement, be deemed to be the address or facsimile of the party giving such notice.

MISCELLANEOUS

- 29. This Agreement will be governed by and construed in accordance with the laws of the Province of British Columbia.
- 30. The Schedules to this Agreement are an integral part of this Agreement as if set out at length in the body of this Agreement.
- 31. If any provision of this Agreement or the application to any person or circumstance is invalid or unenforceable to any extent, the remainder of this Agreement and the application of such provision to any other person or circumstance will not be affected or impaired thereby and will be enforceable to the extent permitted by law.
- 32. Nothing in this Agreement operates as a consent, permit, approval or authorization by the Province or any ministry or branch thereof to or for anything related to the Project that by statute, the Recipient is required to obtain unless it is expressly stated herein to be such a consent, permit, approval or authorization.
- 33. The Recipient will not, without the prior, written consent of the Province, assign, either directly or indirectly, this Agreement or any right of the Recipient under this Agreement.
- 34. The Recipient will not, during the Term, perform a service for or provide advice to any person, or entity where the performance of such service or the provision of the advice may, in the reasonable opinion of the Province, give rise to a conflict of interest between the obligations of the Recipient to the Province under this Agreement and the obligations of the Recipient to such other person, or entity.
- 35. All records submitted by the Recipient to the Province, including reports, are subject to the access and privacy provisions of the *Freedom of Information and Protection of Privacy Act* ("FIPPA"). All records created pursuant to the Agreement that are in the custody or control of the Province are subject to FIPPA.

IN WITNESS WHEREOF each of the parties has executed this Agreement on the dates set out below.

SIGNED by the Minister of Jobs, Tourism)
and Skills Training, or his or her duly authorized)
representative on behalf of HER MAJESTY)
THE QUEEN IN RIGHT OF THE)
PROVINCE OF BRITISH COLUMBIA:)
)
)
)
)
)
)




Ministry's Authorized Signatory

Date: Aug 2nd, 2016

THE CORPORATION OF THE VILLAGE OF CUMBERLAND (the "Recipient")

Box 340, 2673 Dunsmuir Avenue
Cumberland, BC V0R 1S0

per:



Authorized Signatory
Sundance Topham, Chief Administrative Officer

Name/Title **Sundance Topham, Chief Administrative Officer**

Date: July 29, 2016

This Shared Cost Arrangement dated for reference the 25th day of July, 2016.

Schedule A: PROJECT DESCRIPTION

**ANY CHANGE TO THE SCOPE AND/OR TIMELINE OF THE DELIVERABLES
MUST BE MUTUALLY AGREED TO IN WRITING**

Description

The project is described as a natural stone monument with cast bronze plaque accompanied by a concrete re-creation of cedar post grave markers to show respect towards those left buried without descendants. The monument will be accompanied by an interpretive signage panel to illustrate the connection of the cemetery to the larger Chinese community. This will be located either in the existing gazebo or behind the existing Cumberland Chinese Cemetery sign.

A.1

Project Components	
Stone and site design	
Site preparation	
All required materials including plaque	
Fabrication	
Shipping	
Installation	
Unveiling costs	
All applicable taxes	
All ongoing maintenance performed by the Recipient	
Total amount to be funded July 25, 2016 – March 31, 2017	\$8,000

Schedule B: PAYMENT TERMS AND CONDITIONS

B.1. Financial Contribution by the Province:

B.1.1. The Province will make a financial contribution to the Recipient in the amount of \$8,000 within 30 days of signing this agreement being the total maximum amount of financial contribution approved by the Province.

B.1.2 At the sole option of the Province, any portion of the Financial Contribution provided to the Recipient under this Agreement and not expended at the end of the Term shall be:

- (a) returned by the Recipient to the Minister of Finance;
- (b) retained by the Recipient as supplemental funding provided for under an amendment to this Agreement; or
- (c) deducted by the Province from any future funding requests submitted by the Recipient and approved by the Province.

Schedule C: REPORTING REQUIREMENTS

C.1. Communications:

As important Project related announcements or events are planned during the term of this Agreement, the Recipient will inform the Province with at least one month's notice.

C.2. Financial Report:

The Recipient will deliver to the Province an updated Financial Report to demonstrate actual and planned expenditures for the period July 25, 2016 to December 31, 2016 by March 31, 2017.

C.3. Annual Outcomes Report and Analysis:

The Recipient will deliver to the Province an Annual Outcomes Report by March 31, 2017.

C.4. Additional Reporting Requirements:

The Recipient will deliver to the Province other additional reports as requested by the Province.

C.5. Form of Reports:

All reports are to be submitted in a form satisfactory to the Province.

Schedule D: COMMUNICATIONS PROTOCOL

This Communications Protocol establishes the principles that will guide all announcements and events related to the Project. Communications activities may include events or announcements, communication products such as speeches, press releases, websites, advertising, promotional material or signage.

The Parties agree that in addition to joint communications activities, the Parties may include messaging in their own communications products and activities with respect to their commitment to the Agreement. All communications by the Recipient referring to Projects will clearly recognize the co-operation of the Province.

The Recipient will ensure the Ministry is aware of any potential announcements and will notify the Ministry at least a month, or as soon as possible, before any proposed public announcement or ceremony event. The Minister or designated representative may participate in such announcements or ceremonies, to take place at a mutually agreed date and location.

The Parties agree that they may jointly or individually, make periodic announcements, through public events, press releases and/or other mechanisms of the following:

1. The signing of this Agreement,
2. Investment in Projects,
3. Outcomes/results attributable to the investments made under this Agreement, and
4. Other activities as may be agreed to from time to time.

The timing of public events shall be sufficient to allow for the Parties to plan their involvement.

Plaque Wording

The Recipient will permanently display the plaque at the agreed to location. The Recipient will work with Ministry staff to ensure the following wording is contained in the plaque:

“In Victoria, British Columbia on May 15, 2014 Premier Christy Clark delivered the Legislative Assembly’s apology signifying the deepest regret for the hardship and suffering our past provincial governments imposed on Chinese Canadians. The Apology recognized the perseverance, grace, and dignity Chinese Canadians demonstrated throughout our history while enduring discriminatory historical laws.”

The Recipient will submit all plaque wording for final approval to the Province.



Corporation of the Village of Cumberland

2673 Dunsmuir Avenue
P.O. Box 340
Cumberland, BC V0R 1S0
Telephone: 250-336-2291
Fax: 250-336-2321
cumberland.ca

File No. 4110

June 2, 2016

Proposal to the Chinese Legacy BC Program

Commemorative Monument Project Cumberland Chinese Cemetery

Purpose of the Chinese Legacy BC program

This purpose of this Chinese Legacy BC program is to recognize the apology from Province of British Columbia for historical wrongs committed against British Columbia's Chinese-Canadian community by past provincial government legislation and policy.

The Commemorative Monument Project aims to support monuments that

- provide symbolic recognition of the contributions made by Chinese Canadians to British Columbia's history, culture and prosperity; and
- will raise awareness of the racists and discriminatory laws and policies that existed in the early days of the province.

Cumberland's Proposal

The Village of Cumberland in partnership with the Cumberland Chinatown families and the Cumberland Museum and Archives is seeking to install a monument(s) at the Cumberland Chinese Cemetery to

- recognize the contributions made by the Cumberland Chinese community to British Columbia's history, culture and prosperity;
- raise awareness of the racists and discriminatory laws and policies that existed in the early days of the province and their effects on the Cumberland Chinese community
- recognize the significance of the cemetery to the former Cumberland Chinese community, including those without descendents and those without financial means
- recognize the original trustees of the cemetery land, Lai Yuen, Quong Me Lung, and Tai On, and their role in the Cumberland Chinese community
- commemorate the transfer of the land trusteeship to the Village of Cumberland for the land to be held in trust for the community
- inform and to lead visitors (including descendents) to learn about the Cumberland Chinese community at other sites in Cumberland

Proposed Plan and Timeline

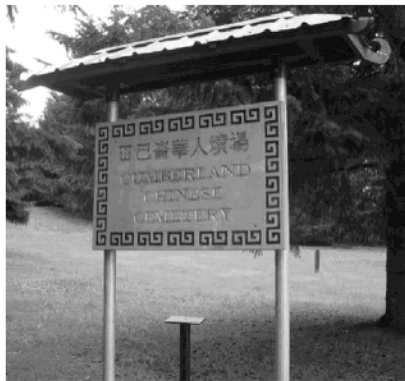
Date	Action
December 2015	Develop Proposal Options with feedback from Imogene Lim and Cumberland Museum and Archives
March 2016	Present proposal options to Cumberland Chinese community, Imogene Lim, and Cumberland Museum and Archives for feedback
June 2016	Obtain preliminary budget estimates based on proposed monument form and design
June 2016	Submit concept proposal to the Chinese Legacy BC Program (BC Ministry of International Trade, Multiculturalism and Strategic Initiatives)
July 2016	Receive confirmation of funding
July 2016	Finalize design and content with feedback from Cumberland Chinese community on the selection of a designer Finalize design and construction specifications
August 2016	Obtain quotes for construction and installation
August 2016	Award contract
September 2016	Construction
September 2016	Monument Installation
October 2016	Unveiling and celebration

Budget

Funding from Province:	\$8,000 (not yet confirmed)
Funding from Village:	none confirmed
Donations:	none confirmed
In Kind Contributions:	none confirmed

Current Cemetery Features

1. Entryway sign designed by John Leung and constructed with assistance from the Cumberland Heritage Commission and the Village of Cumberland
2. Engraved brass plaque below sign commemorating designation as a Cumberland heritage property in 2007
3. Gazebo built by John Leung with the assistance of the Village of Cumberland after the previous gazebo was vandalized and destroyed
4. Stone monument and cast bronze plaque at entrance to Chinese Cemetery and Japanese Cemetery commemorating the Chinese and Japanese Canadians working in Cumberland from the late 1800s



Legacy BC Monument - General Concept Options

A natural stone monument with cast bronze plaque accompanied by concrete re-creation of cedar post grave markers to show respect towards those left buried without descendents.



The monument will be accompanied by an interpretive signage panel to illustrate the connection of the cemetery to the larger Chinese community. This will be located either in the existing gazebo or behind the existing *Cumberland Chinese Cemetery* sign.





Unit Pricing Estimates (subject final design and quotes)

Signage	
Natural Stone or granite column or pedestal	unknown
Cast Bronze/Aluminum Plaque (14" x 18"):	\$1600 + installation
Interpretive Signage Panel, ~4'x3.' layout and production	\$2,000 + installation
Concrete marker posts	Unknown

Monument

In Victoria on May 15, 2014 Premier Christy Clark delivered the legislative assembly's apology signifying the deepest regret for the hardship and suffering our past provincial governments imposed on Chinese Canadians. The Apology recognized the perseverance, grace, and dignity Chinese Canadians demonstrated throughout our history while enduring discriminatory historical laws.

This plaque is placed to recognize the effect of these injustices on the people of the Cumberland Chinese community in their lives and in their deaths, many caused by horrific accidents and explosions in the coal mines in which they worked for 36 years from 1888 until 1924 when the BC Mine Act was enacted, which prohibited people of Chinese-descent from being employed underground.

October 2016

Interpretive signage

Photo images: CMA C40-188C40-185;

Cumberland Chinese Cemetery: Established 1889

This monument recognizes the significance of the cemetery in the lives of Cumberland Chinese community. Established two years after the opening of the Union Colliery, when 182 Chinese worked in the mines, it is located 3 ½ km east of Chinatown, the cemetery was well placed...a favourable geometric site...facing toward a rising sun, protected northwards by a forest of trees, and good spirits were not drained out by flowing streams.

This cemetery was established in 1889 by members of the Cumberland Chinese community and the land purchased by Lai Yuen, Quong Me Lung, and Tai On. In 2015, the honour of holding the cemetery land in trust for the benefit of the Cumberland Chinese community was given to the Village of Cumberland.

Death in the Mines

Terrible and dangerous working conditions in the coal mines contributed to deaths in the Chinese community. In major explosions, 35 Chinese miners died in No. 6 mine in 1901, 16 miners at No. 6 mine in 1902, and 17 at No. 4 mine in 1923. Daily...

Burial Traditions

Funerals were memorable events where wagons carried the dead to the graveyard, which were decorated with streamers punctured with holes to allow bad spirits to escape. Beside miners bodies' was laid his lunch pail. An important part of the funeral tradition was processions through Cumberland escorted by bands to the cemetery. "At the graveside the deceased would be honoured with food, drink and ceremonial representation of money and clothing. Each grave was marked by a cedar post indicating statistics of the deceased." After a period of seven years, the bones of the dead were exhumed by the family or by a social organization, such as the Dart Coon Club, and housed in the bone house at Harling Point in Victoria before being sent home to China.

The register of the dead, kept by Chinese Benevolent Association (CBA), included the name of the person and their home village and province in China. They were buried with cedar head posts and in the coffin was a bottle with information on the deceased. The bodies were exhumed after seven years, and the bones polished and stored (Jumbo's Cabin) for eventual shipment back to their home in China. This practice ended during WWII, when normal shipping in the Pacific ceased. After the war, westernized Chinese wanted to be buried in Canada.

Connection with Community and Family

Three festivals were held each year that honour the dead set on dates of the lunar calendar. They are Qing Ming (or Ching Ming) Feeding the Dead ceremony in the spring, Hungry Ghost Festival in the summer, and the Double Ninth Festival in the fall on the ninth

day of the ninth moon. At these ceremonies the dead were fed roast pork, ducks, chickens, rice and gin. Pigs were roasted at the cemetery, sometimes left and sometimes taken home. Perforated papers are scattered to keep the evil spirits busy.

Commemoration

Over time, the cedar posts that marked the burial places and recorded the names and personal information of the hundreds of individuals of the Cumberland Chinese community that were buried in this cemetery have decayed and disappeared. A memorial post marker was placed in the cemetery in October 2016 in their honour.

For more information

On Cumberland history, visit the Cumberland Museum and Archives
2680 Dunsmuir Avenue
250-336-2445
Cumberlandmuseum.ca

and visit the historic Chinatown site in Coal Creek Historic Park

Sources

Charles Lowe
Constance Lowe - sources at Museum
Jennifer Nell Barr: Cumberland Heritage
Isenor, Stephens, & Watson: One Hundred Spirited Years

Cumberland Chinese Cemetery

From *Cumberland Heritage*, Jennifer Nell Barr, Corporation of the Village of Cumberland, 1997

The cemeteries are located along Cumberland Road, near the juncture with Union Road, southeast of Cumberland cemetery. On 21st September 1897, an indenture was made for \$40 for conveyance of two acres of land for the Chinese cemetery. Signatories for the Chinese were Lai Yuen (Low Sue - 3273 Third), Onong MeLung and Tai On, and for E&N, vice-president James Dunsmuir and secretary Charles E. Pooley. The conveyance stated that the initial agreement was made 19 January 1889. However, the document was never registered with Land Registry Office, so it was re-deeded and registered by E&N in 1978.

The cemetery has good *feng shui*, which refers to the power of the natural environment and composite influences of natural processes. It is believed that the fortunes of a man depend, among other things, on how well his ancestors are buried with respect to geomancy (the art of divining the future for good or ill fortune).

As described by Charles Lowe and quoted in *One Hundred Spirited Years*: "The cemetery was well placed...a favourable geometric site...facing toward a rising sun, protected northward by a forest of trees, and good spirits were not drained out by flowing streams". Unfortunately, many trees north of the cemetery were removed in 1995 in preparation for construction of the new Island Highway.

Chinese funerals were accompanied with great ceremony and long processions from Chinatown through Cumberland and out to the cemetery. (For Low Sue's funeral in 1948, his friend Mrs. Koss Palmer - *Empire Days* - drove the 1939 Royal Tour limousine with Low Sue's photo sitting in state in the back seat.) Ceremonial foods, especially roast pig, were left at the graveside for the spirit of the departed.

On March 3, July 7, and September 9 ancestors were honoured at special cemetery ceremonies with joss sticks, food and flowers.

The register of the dead, kept by Chinese Benevolent Association (CBA), included the name of the person and their home village and province in China. They were buried with cedar head posts and in the coffin was a bottle with information on the deceased. The bodies were exhumed after seven years, and the bones polished and stored (Jumbo's Cabin) for eventual shipment back to their home in China. This practice ended during WWII, when normal shipping in the Pacific ceased. After the war, westernized Chinese wanted to be buried in Canada.

Trustee Transfer

In 1897, the cemetery land was granted by the Esquimalt and Nanaimo Railway Company to three individuals, Lai Yuen, Quong Me Lung, and Tai On* as “trustees of the Chinese Cemetery”, pursuant to a deed of conveyance registered in the Victoria Land Title Office.

For reasons that are unknown, this trust deed was not registered in the Victoria Land Title Office until title to the cemetery land was raised in 2014. Title was raised after the Village brought the matter to the attention of the Land Title and Survey Authority.

The trust deed explicitly creates a trust in relation to the cemetery land. While the trust deed does not explicitly state the purpose of the trust created, it can reasonably be inferred from the circumstances that the purpose of the trust is to hold the property as a cemetery for the benefit of the Chinese Community. The use of the cemetery land has been consistent with that purpose from the time it was granted pursuant to the trust deed up to and including the present day.

The three original trustees under the trust deed are now deceased. The trust deed does not contain within it any provisions relating to the appointment of successors to the original trustees, and there is no evidence that the original trustees appointed, or took any action to appoint, a successor trustee or trustees during their lifetimes.

The Village made significant efforts to identify and notify concerned parties of its proposal to be appointed trustee of the Chinese Cemetery. The primary stakeholder group identified is the Cumberland Chinatown Annual Picnic Reunion Group which consists of former Cumberland Chinatown residents and their families. The Reunion Group has 60 members in total, representing some 23 families. The Reunion Group has met annually since 1975, and currently holds its annual event in Riverside Park in Vancouver. A majority of the members of the Reunion Group are descendants of Lai Yuen, one of the original trustees. For various historical reasons, there has not been a significant Chinese population in Cumberland since the 1950s.

The Village received 21 signed statements of support for its appointment as trustee, many on behalf of families, and no statements of opposition. The Village also received indications of support from the Coal Creek Historic Park Advisory Committee and the Cumberland Museum and Archives.

This petition was received by the Supreme Court of British Columbia and in June 2015 the vesting order was filed in the BC Land Title Office. Title of the cemetery land was registered to the Village of Cumberland on July 6, 2015.

The appointment of the Village as trustee to hold the cemetery land for the benefit of the Cumberland Chinese Community solves the problem of title being registered in the names of deceased individuals, and also gave the Village the ability to apply for a Certificate of Public Interest for the protection of the land as a cemetery. The certificate was issued by Consumer Protection BC on September 21, 2015.

* The Trust Deed and most related documents suggest that the aforementioned spelling of these individuals' names is the correct spelling; however, when the Victoria Land Title Office raised title to the Cemetery Land on July 17, 2014, the names were spelled "Lai Yuen, Onong Me Lung, and Tai Ou", likely as the result of a mistranscription. Despite any discrepancies in spelling, these individuals are one and the same, and for purposes of this Petition the spelling "Lai Yuen, Quong Me Lung, and Tai On" are assumed to be correct.

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Friday, June 17, 2016 9:37 AM
To: 'Rachel Parker'
Cc: Dailly, Nicole MIT:EX
Subject: Cumberland Legacy Project

Hi Rachel, pls call me. Same status, but for clarity,

- 1) We are aggressively pricing and confirming timelines for plaque and marker and fixture options.
- 2) We hope to get tentative ministerial approval and flexibility at the sites (e.g. Cumberland) this Monday.
- 3) We are 95% sure we will get higher level approval mid July.
- 4) We would like to aggressively plan and consider preliminary contacts of stakeholders and suppliers (FN notification; community consent, Council approvals etc.) and supplier sourcing beginning Tuesday with no expenditure commitments pending final approval in mid-July.
- 5) notify suppliers mid-july to Aug 1. to fabricate/service/ship.
- 6) Unveil October 9.

Pls call.

Tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Friday, July 15, 2016 2:19 PM
To: 'Rachel Parker'; Dailly, Nicole MIT:EX
Subject: Apology Plaque - Cumberland Chinese Cemetery
Attachments: SCA Cumberland Apology Commemoration (July 15 2016).docx; FN Notification Letter Cumberland (July 15 2016).docx

As discussed this morning, the most recent Shared Cost Arrangement and FN letter drafts.

Getting closer to finalization.

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Friday, July 15, 2016 10:27 AM
To: Dailly, Nicole MIT:EX
Subject: FW: Legacy Plaque - Cumberland Chinese Cemetery
Attachments: 2016 07 13 DRAFT SCA Cumberland Apology Commemoration (July 13 2016).docx

Cumberland email as discussed

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

From: Rachel Parker [<mailto:RParker@cumberland.ca>]
Sent: Thursday, July 14, 2016 4:48 PM
To: Graham, Tom J MIT:EX
Subject: RE: Legacy Plaque - Cumberland Chinese Cemetery

Hi Tom,

Can you tell me when you need the agreement signed? Looking at it, I might need council approval (July 25 next meeting) but will discuss with my CAO on Monday.

I've attached the draft agreement with the Village's info included.

I think I should also review the KFN letter with the mayor and CAO on Monday as well for information. Hope that works with your holiday schedule!

Here's our contact for the administrator:

Marcia Dawson
Band Administrator
K'omoks First Nation
3330 Comox Road
Comox BC V9N 3P8
Tel: 250-339-4545 Fax: 250-339-7053

Rachel

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

This transmission (including any attachments) may contain confidential information, privileged material (including material protected by the FOI act or other applicable privileges), or constitute non-public information. Any use of this information by anyone other than the intended recipient is

From: Graham, Tom J MIT:EX [<mailto:Tom.Graham@gov.bc.ca>]
Sent: Wednesday, July 13, 2016 5:24 PM
To: Rachel Parker
Cc: Dailly, Nicole MIT:EX
Subject: Legacy Plaque - Cumberland Chinese Cemetery

Hi Rachel, can you pls call tomorrow and we can arrange a time to discuss:

- The attached draft shared cost arrangement (pls review and you could help me complete it – I am using Kelowna's as a template and would appreciate your changes)
- The attached Draft FN notification letter
- Next steps to finalize documents and project

Thx, Tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

Falk-Varcoe, Kyle C MIT:EX

From: Rachel Parker <RParker@cumberland.ca>
Sent: Thursday, July 28, 2016 1:07 PM
To: Dailly, Nicole MIT:EX
Subject: RE: Legacy Plaque - Cumberland Chinese Cemetery

Thanks for the reminder! The boss just went into a meeting, but will try to get him to sign before the end of the day.
Rachel

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

This transmission (including any attachments) may contain confidential information, privileged material (including material protected by the FOI act or other applicable privileges), or constitute non-public information. Any use of this information by anyone other than the intended recipient is prohibited. If you have received this transmission in error, please immediately reply to the sender and delete this information from your system. Use, dissemination, distribution, or reproduction of this transmission by unintended recipients is not authorized and may be unlawful.

From: Dailly, Nicole MIT:EX [<mailto:Nicole.Dailly@gov.bc.ca>]
Sent: Thursday, July 28, 2016 9:06 AM
To: Rachel Parker
Subject: FW: Legacy Plaque - Cumberland Chinese Cemetery

Hi Rachel,
I just wanted to check back and see how things went at your council meeting on July 25th?
Are we good to proceed with the Shared Cost Agreement?
s.22 and it would be nice to finalize.
Thanks!
Nicole.

Nicole Dailly
Program Advisor – Corporate Initiatives
Ministry of International Trade
Mobile: 250 217-5068

From: Rachel Parker [<mailto:RParker@cumberland.ca>]
Sent: Thursday, July 14, 2016 4:48 PM
To: Graham, Tom J MIT:EX
Subject: RE: Legacy Plaque - Cumberland Chinese Cemetery

Hi Tom,

Can you tell me when you need the agreement signed? Looking at it, I might need council approval (July 25 next meeting) but will discuss with my CAO on Monday.
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Here's our contact for the administrator:

Marcia Dawson
Band Administrator
K'omoks First Nation
3330 Comox Road
Comox BC V9N 3P8
Tel: 250-339-4545 Fax: 250-339-7053

Rachel

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

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From: Graham, Tom J MIT:EX [<mailto:Tom.Graham@gov.bc.ca>]
Sent: Wednesday, July 13, 2016 5:24 PM
To: Rachel Parker
Cc: Dailly, Nicole MIT:EX
Subject: Legacy Plaque - Cumberland Chinese Cemetery

Hi Rachel, can you pls call tomorrow and we can arrange a time to discuss:

- The attached draft shared cost arrangement (pls review and you could help me complete it – I am using Kelowna's as a template and would appreciate your changes)
- The attached Draft FN notification letter
- Next steps to finalize documents and project

Thx, Tom

Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Thursday, September 22, 2016 3:18 PM
To: Dailly, Nicole MIT:EX
Subject: Fwd: Cumberland plaques
Attachments: Cumberland_CCem_B_02.pdf; ATT00001.htm; Cumberland_CCem_A_01.pdf; ATT00002.htm

Sent from my iPhone

Begin forwarded message:

From: "Adriana Proton" <aproton@cumberland.ca>
To: "Graham, Tom J MIT:EX" <Tom.Graham@gov.bc.ca>
Subject: FW: Cumberland plaques

Hi Tom,
Achinback made the update I asked for. Is this layout okay? Jim at Achinback says this is the layout he usually does for work for the province, but he would be happy to discuss it with you.

Adriana Proton
Deputy Corporate Officer
Village of Cumberland
250-336-2291

Falk-Varcoe, Kyle C MIT:EX

From: Dailly, Nicole MIT:EX
Sent: Wednesday, November 23, 2016 11:42 AM
To: Graham, Tom J MIT:EX
Cc: Cadieux, Shawna GCPE:EX
Subject: FW: Cumberland
Attachments: IMG_1587.JPG; IMG_1586.JPG; IMG_1585.JPG

Hi Tom,
I just received these photos of the completed plaque in Cumberland.
Nicole.

NICOLE DAILLY

Program Advisor – Corporate Initiatives
Ministry of International Trade
Mobile: 250 217-5068

-----Original Message-----

From: Adriana Proton [<mailto:aproton@cumberland.ca>]
Sent: Wednesday, November 23, 2016 11:17 AM
To: Dailly, Nicole MIT:EX
Subject: FW:

-----Original Message-----

From: Public Works [<mailto:public.works@icloud.com>]
Sent: Wednesday, November 23, 2016 11:16 AM
To: Adriana Proton
Subject:

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Monday, December 5, 2016 1:06 PM
To: Sekyer, Dean MIT:EX
Cc: Dailly, Nicole MIT:EX
Subject: Fwd: Cumberland monuments - Chinese language component

FYI - the Chinese language appears on one component of the commemoration in Cumberland - a concrete replica of the grave markers that indicated origin of the interred in China. Adriana shares more detail below. It should be installed before Xmas.

Sent from my iPhone

Begin forwarded message:

From: Adriana Proton <aproton@cumberland.ca>
Date: December 5, 2016 at 12:33:25 PM PST
To: "Graham, Tom J MIT:EX" <Tom.Graham@gov.bc.ca>
Subject: Cumberland monuments

Hi Tom,

As we discussed on the phone, there are three components for the Chinese monuments project at the Cumberland Chinese Cemetery.

1. Two apology plaques on a rock. One has the province's apology, and one is Cumberland's. Both are in English. These are already installed.
2. Interpretive sign. This describes the history of the cemetery and Chinese burial traditions and will be in English. We are finalizing the design, and unless the ground is frozen, I expect it to be installed in late December or early January.
3. Grave marker replica. This is a concrete replica of a traditional cedar grave marker post. It has no English, just eight Chinese characters on it for Si Yi, the "Four Counties". This is the area in the Guangdong province of southern China that the majority of early Chinese Canadians emigrated from. This is explained on the interpretive sign. Unless the ground is frozen, I expect this to be installed before Christmas.

Adriana Proton
Deputy Corporate Officer
Village of Cumberland
250-336-2291

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Wednesday, December 7, 2016 4:35 PM
To: Sekyer, Dean MIT:EX
Cc: Dailly, Nicole MIT:EX
Subject: RE: RE: Cumberland

We'll give you precise dates from community and I think this should work out well.

Tom Graham

Director, Corporate Initiatives

Ministry of International Trade

E-mail: Tom.Graham@gov.bc.ca

Tel. 250-356-1705; Cell: 250-216-1069

Fax: 250-952-0137

From: Sekyer, Dean MIT:EX
Sent: Wednesday, December 7, 2016 2:32 PM
To: Graham, Tom J MIT:EX
Subject: Fwd: RE: Cumberland

Fyi

----- Original Message -----

Subject: RE: Cumberland

From: "Rhodes, Gillian GCPE:EX" <Gillian.Rhodes@gov.bc.ca>

Date: 7 Dec 2016 2:24 pm

To: "Denney, Jay MIT:EX" <Jay.Denney@gov.bc.ca>, "Sekyer, Dean MIT:EX" <Dean.Sekyer@gov.bc.ca>

Ok

Dean let us know what works for the community and we'll pick it up from there.

From: Denney, Jay MIT:EX
Sent: Wednesday, December 7, 2016 2:23 PM
To: Sekyer, Dean MIT:EX; Rhodes, Gillian GCPE:EX
Subject: Cumberland

Earliest date would be Jan 9th. Dates that don't work.... Jan 11, 16. Should aim to do it on or before Jan 23rd, as MTW will have a full schedule beyond that with Lunar New Year.

Sent from my BlackBerry 10 smartphone on the TELUS network.

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Thursday, December 8, 2016 12:22 PM
To: Sekyer, Dean MIT:EX
Cc: Dailly, Nicole MIT:EX
Subject: Cumberland Apology Monument Unveiling

Hi Dean, can you send a request to the MO to confirm at least 3 weeks in advance **from** the following unveiling dates: January 12, 13, 14, 15, 18, 19, 21, or 22.

The Mayor of Cumberland, the community proponent, intends to invite the Chinese CG and descendants of the interred at this cemetery who live significant travel distances from Cumberland, requiring at least 3 weeks advance notice on the unveiling date.

The commemoration has 3 significant components. 1) A large stone with both the Province apology plaque and Village apology plaque. 2) Signage under a wood shingle shelter. 3) A concrete recreation of burial markers with some Chinese language inscription.

Tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

From: Graham, Tom J MIT:EX
Sent: Thursday, December 8, 2016 10:26 AM
To: Sekyer, Dean MIT:EX
Cc: Dailly, Nicole MIT:EX
Subject: Fwd: Cumberland Unveiling and other business items.

Cumberland options for MO confirmation below.

Sent from my iPhone

Begin forwarded message:

From: Adriana Proton <aproton@cumberland.ca>
Date: December 8, 2016 at 10:03:27 AM PST
To: "Graham, Tom J MIT:EX" <Tom.Graham@gov.bc.ca>
Cc: "Dailly, Nicole MIT:EX" <Nicole.Dailly@gov.bc.ca>
Subject: RE: Cumberland Unveiling and other business items.

Hi Tom and Nicole,

I just spoke with the Mayor and CAO about these dates. We could do January 12, 13, 14, 15, 18, 19, 21, or 22. The Mayor would like to invite the Chinese Consul General, so our preference is not a date so much as to have as much time as possible for invitations.

Adriana Proton
Deputy Corporate Officer
Village of Cumberland
250-336-2291

From: Graham, Tom J MIT:EX [<mailto:Tom.Graham@gov.bc.ca>]
Sent: Wednesday, December 07, 2016 4:30 PM
To: Adriana Proton <aproton@cumberland.ca>
Cc: Dailly, Nicole MIT:EX <Nicole.Dailly@gov.bc.ca>
Subject: Cumberland Unveiling and other business items.

Hi Adriana, urgently, we have a responsive Minister's Office proposing unveiling dates. Here are the parameters as of Dec 7:

- Earliest date would be Jan 9th.
- Dates that don't work are Jan 11, 16.
- Should aim to do it on or before Jan 23rd

We need to confirm your response to us that we will route up to the Minister asap.

I think your response will be that January 13 is best but you are willing to unveil....x,x,x,x (pick from 9,10,12,13,14,15,17,18,19,20,21,22) within these parameters? Pls let us know.

Outstanding Items Less Urgent

- progress on invite list
- incense (Minister and President of the Freemasons in Kelowna did this on Dec 3)
- offering (pig, fruit, etc., a simple offering is appropriate I believe so does not need to be a pig but I know that is a community favourite)
- cultural item (optional, for example, Kelowna has 7 youth Dragon Dancers)
- asap if we could get pictures of the entire shared project including monument (received), concrete cenotaph, signage and shelter)

I am very positive about this and if Kelowna was a success with 11 days notice, I hope we can make this a bigger success with 3 weeks or more.

s.22 pls keep Nicole in the loop on all correspondence.

Hope to talk soon, Tom

Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Friday, September 30, 2016 2:19 PM
To: 'Adriana Proton'
Cc: 'Achinback Foundry'; Dailly, Nicole MIT:EX; Sekyer, Dean MIT:EX; Pratt, Andrew GCPE:EX; Mulholland, Lauren GCPE:EX; Cadieux, Shawna GCPE:EX; Carne, Courtney GCPE:EX
Subject: Cumberland Apology Plaque Layout Approved
Attachments: Cumberland_CCem_A_02_annot.pdf

Hi Adriana, the attached Layout is approved.

Pls consider confirming and approving your fabricator to build to specifications a true likeness.

I note that at this time, and subject to confirmation and advance planning, you feel the community would likely be ready to unveil after November 18 (the last two weeks in November).

Thank you very much Adriana.

Nicole and I are available at any time to discuss concerns, especially those that you may feel could threaten readiness to unveil or the quality of the commemoration.

Best, Tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*



IN VICTORIA, BRITISH COLUMBIA ON MAY 15, 2014,
PREMIER CHRISTY CLARK DELIVERED THE LEGISLATIVE ASSEMBLY'S
APOLOGY SIGNIFYING THE DEEPEST REGRET FOR THE HARDSHIP
AND SUFFERING OUR PAST PROVINCIAL GOVERNMENTS IMPOSED ON
CHINESE IN BRITISH COLUMBIA. THE APOLOGY RECOGNIZED THE
PERSEVERANCE, GRACE, AND DIGNITY CHINESE IN BRITISH COLUMBIA
DEMONSTRATED THROUGHOUT OUR HISTORY WHILE ENDURING
DISCRIMINATORY HISTORICAL LAWS.

14.00"

8.00"



IN VICTORIA, BRITISH COLUMBIA ON MAY 15, 2014,
PREMIER CHRISTY CLARK DELIVERED THE LEGISLATIVE ASSEMBLY'S
APOLOGY SIGNIFYING THE DEEPEST REGRET FOR THE HARDSHIP
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DEMONSTRATED THROUGHOUT OUR HISTORY WHILE ENDURING
DISCRIMINATORY HISTORICAL LAWS.

Village of Cumberland Chinese Cemetery Plaque A v.02

Cast Bronze Plaque, with Raised Border
Dimensions 14" x 8"
Smooth Surface with Dark Brown Patina
Mounting pins on back

Falk-Varcoe, Kyle C MIT:EX

From: Graham, Tom J MIT:EX
Sent: Friday, June 3, 2016 10:02 AM
To: 'Rachel Parker'; Hardy, Kathryn MIT:EX
Cc: Dailly, Nicole MIT:EX
Subject: RE: Cumberland Legacy Project

Thx, btw, unconfirmed, but here is the sort of wording we were thinking as required. Of course we are flexible in regard to local input into shelters, other plaques, etc.

The Province will require the following plaque wording at each location: "In Victoria on May 15, 2014 Premier Christy Clark delivered the legislative assembly's apology signifying the deepest regret for the hardship and suffering our past provincial governments imposed on Chinese Canadians. The Apology recognized the perseverance, grace, and dignity Chinese Canadians demonstrated throughout our history while enduring discriminatory historical laws."

Pls do not distribute this email.

Nicole, pls take note of this second possible supplier for cast bronze plaques. (See Rachel's suggestion below)

Best, Tom

*Tom Graham
Director, Corporate Initiatives
Ministry of International Trade
E-mail: Tom.Graham@gov.bc.ca
Tel. 250-356-1705; Cell: 250-216-1069
Fax: 250-952-0137*

From: Rachel Parker [<mailto:RParker@cumberland.ca>]
Sent: Friday, June 3, 2016 9:53 AM
To: Hardy, Kathryn MIT:EX
Cc: Graham, Tom J MIT:EX
Subject: RE: Cumberland Legacy Project

Hi Kathryn,

Tom asked me to send you this link to a plaque foundry in Langford for the monument program.

<http://www.achinbackfoundry.com/>

Rachel
250-336-3005

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

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From: Hardy, Kathryn MIT:EX [<mailto:Kathryn.Hardy@gov.bc.ca>]
Sent: Tuesday, March 29, 2016 8:33 AM
To: Rachel Parker
Subject: FW: Cumberland Legacy Project

Hi Rachel,

I sent the message below from my phone and I'm not sure whether you received it or not so I'm sending it again. Sorry if you received this twice.

Cheers,

Kathryn

*KATHRYN HARDY
Program Advisor – Corporate Initiatives and Multiculturalism
Mobile: 250 217-4946*

From: Hardy, Kathryn MIT:EX
Sent: Monday, March 21, 2016 6:48 PM
Cc: Graham, Tom J MIT:EX
Subject: Re: Cumberland Legacy Project

Hi Rachel,

s.22

so he asked me to follow up with you.

We look forward to receiving your proposal. The budget timeframe has been extended so, if you need more time, that is fine with us.

These projects are all subject to ministerial approval but we don't expect to see any problems with the Cumberland proposal. We expect to have confirmations about timing in July.

Cheers,

Kathryn

Sent from my iPhone

Begin forwarded message:

From: Rachel Parker <RParker@cumberland.ca>
Date: March 18, 2016 at 2:56:35 AM GMT+11
To: "Graham, Tom J MIT:EX" <Tom.Graham@gov.bc.ca>
Subject: Cumberland Legacy Project

Hi Tom,

I'm just following up with you on the Cumberland Legacy – Monument Project. We have received feedback from the historic Cumberland Chinatown families and Dr. Limas well as the Cumberland Museum staff. I will be putting forward a proposal to you next week. I hope we're still within your budget timeframe.

Rachel

Rachel Parker, Deputy Corporate Officer
Village of Cumberland
2673 Dunsmuir Avenue, PO Box 340
Cumberland, BC V0R 1S0
250-336-2291

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