

TYENDINAGA MOHAWK COUNCIL MINUTES
APRIL 22, 2009

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, April 22, 2009 at 9:00 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle was absent; attending Chief's Committee on Health Meeting in Toronto
Councillors: Barry Brant, Roy C. Maracle and Trevor Lewis. Velma Hill-Dracup arrived at 10:00 a.m.
Staff: Brian Hamilton, CAO and Angela Maracle, AO

MOTION #1: Moved by Roy C. Maracle, seconded by Barry Brant that this Council approve Trevor Lewis to act as Chair in Chief Maracle's absence.
Carried.

MOTION #2: Moved by Roy C. Maracle, seconded by Barry Brant that the Tyendinaga Mohawk Council Minutes of April 3, 2009 be accepted as corrected.
Carried.

MOTION #3: Moved by Roy C. Maracle, seconded by Barry Brant that this Council acknowledge the Kanhiote Tyendinaga Territory Public Library Minutes dated April 7, 2009.
Carried.

Council acknowledged the following meetings:

- April 22, 2:30 p.m. – Town of Deseronto
- April 23 – Ontario Power Authority in Rama re: Feed-in Tariff Program
- April 29, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- April 30 – Ontario First Nations Policing Authority Meeting at the Chiefs of Ontario Office in Toronto
- May 7-8 – Iroquois Caucus in Ottawa
- May 20-22 – Association of Iroquois and Allied Indians Annual General Assembly at Caldwell First Nation

MOTION #4: Moved by Barry Brant, seconded by Roy C. Maracle that this Council confirm the following Council Meetings for May 2009:
Regular: May 6 & 15 at 9:00 a.m.
Local Business: May 13 & 27 at 7:00 p.m.
Carried.

MOTION #5: Moved by Roy C. Maracle, seconded by Barry Brant that this Council approve the following meetings outside the Territory:
Chief Maracle – attending Ontario Power Authority meeting in Rama on April 30, 2009 (formal approval)
Barry Brant – attending Woodland Cultural Centre Board meeting on April 24, 2009
Carried.

The following motion was verbally approved by Council on April 8, 2009 and a Mohawk Council Resolution was issued. This is the formal motion to record in the minutes.

MOTION #6: Moved by Roy C. Maracle, seconded by Barry Brant
That the Tyendinaga Mohawk Council hereby approve for Chief Maracle to remove the Queen Anne Silver from the Bank of Montreal vault for Easter Sunday Services on April 12, 2009.
M.C.R. #2009/10-005
Carried.

- MOTION #7: Moved by Roy C. Maracle, seconded by Barry Brant That the Tyendinaga Mohawk Council hereby approve for Chief Maracle to remove the Queen Anne Silver from the Bank of Montreal vault for Mohawk Landing Weekend of May 22 – 24, 2009. M.C.R. #2009/10-006
Carried.
- MOTION #8: Moved by Barry Brant, seconded by Roy C. Maracle that this Council decline the request from the Anishinaabek Mushkegowuk Onkwehonwe Language Commission of Oniatari'io asking for a letter of support for their application to the Ontario First Nations Limited Partnership LP Policy – Process for Special Projects Requests. Council has no issue with the intent of the request; however, they have expressed their concern and objection to the policy as they believe it should be up to each individual partner to decide at their respective community's level if they wish to contribute to initiatives versus funding the requests before distributions are given to the partners.
Carried.
- MOTION #9: Moved by Barry Brant, seconded by Roy C. Maracle that this Council defer the request from Pamela Sero-Thompson asking for written authorization to act on behalf of the Mohawks of the Bay of Quinte to assist members with Family Law matters and in court for more information.
Carried.
- MOTION #10: Moved by Roy C. Maracle, seconded by Barry Brant that this Council approve the distribution of a flyer on burning garbage to the community.
Carried.
- MOTION #11: Moved by Barry Brant, seconded by Roy C. Maracle that this Council acknowledge receipt of the tentative agenda for the 225th Mohawk Landing and Council representatives will be in attendance for the opening words of welcome on May 22.
Carried.
- MOTION #12: Moved by Barry Brant, seconded by Roy C. Maracle that this Council table the Draft Trespass By-Law until further notice.
Carried.
- MOTION #13: Moved by Barry Brant, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council hereby acknowledges Ken Brant as a designate on behalf of the Mohawks of the Bay of Quinte to take the Reserve Lands and Environment Management Program training. M.C.R. #2009/10-007
Carried.
- MOTION #14: Moved by Roy C. Maracle, seconded by Barry Brant that the Tyendinaga Mohawk Council hereby supports the Mohawks of the Bay of Quinte application for funding to the Ministry of Aboriginal Affairs' New Relationship Fund under the Core Consultation Capacity Component for the 2009-10 fiscal in the amount of \$100,000 to assist in the development of a community consultation process. M.C.R. #2009/10-008
Carried.

Velma Hill-Dracup arrived at 10:00 a.m.

- MOTION #15: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve to send a letter to Rob Longstreet, Provincial Negotiator, Ministry of Community Safety and Correctional Services, and Shammi Sandhu, Regional Manager – Ontario, Public Safety Canada, regarding the Tyendinaga Police Services Building.
Carried.
- MOTION #16: Moved by Velma Hill-Dracup, seconded by Barry Brant that that this Council recommends to the Ontario Provincial Police Commissioner the appointment of Christopher C. Brinklow to the position of Constable within the Tyendinaga Police Service effective April 30, 2009. M.C.R. #2009/10-009
Carried.
- MOTION #17: Moved by Barry Brant, seconded by Roy C. Maracle that this Council decline the request from Ken Noble seeking support for Daniel Fuller due to financial constraints.
Carried.
- MOTION #18: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve the Mohawks of the Bay of Quinte Organizational Structure as presented.
Carried.
- MOTION #19: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council approve the recommendation to opt into the Canada Pension Plan which results in an accumulated pension contribution increase of 2.9%.
Carried.
- MOTION #20: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve the recommendation to relocate the Tyendinaga Fitness Centre to the Business Centre with the understanding this is temporary.
Carried.
- MOTION #21: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council approve the following Applications for Business Registration: Mohawk Duty Free Tobacco & Gifts, Harvey Maracle – owner; type of business: convenience, including groceries and Maracle’s Stain Glass, Harvey Maracle – owner; type of business: arts and crafts.
Carried.
- MOTION #22: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve an Application for Business Registration for NKJ Native Originals, Narda K. Iulg – owner; type of business: Arts & Crafts.
Carried.
- MOTION #23: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council decline to sign the Ministry of Revenue Tobacco Retailer Agreement as recommended.
Carried.
- MOTION #24: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve the following Tobacco Allocations as recommended:
- | <u>Business Name</u> | <u>Business Owner</u> |
|-------------------------|-----------------------|
| Snooky & Sons Hide-Away | Lloyd Green |
| Bayview Variety | Helen Brant |

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|---------------------------------|--------------------|
| Free Flow Gas Bar | Robin Brant |
| Two Toes Variety | Howard Brant |
| Roxanne's Place | Roxanne Lewis |
| T.M.T. Variety | John Maracle |
| Riverside Smokin Variety | Brian Brant |
| Soaring Eagle Variety | Tonya Maracle |
| Eastern Door Variety | Jamie Kunkel |
| Rez-Mart | Shawn Sager |
| Nation 2 Nation | Kevin Brant |
| Smokin' Joes | Andrew Maracle |
| Pat's Variety & Farm Produce | Patricia Brant |
| Bearflat Station | Terry Amey |
| Millside Ceramics | Marleen Murphy |
| Mohawk Trading | Robert Greenwood |
| Native Renaissance II | Thomas Maracle |
| Native Expressions | David Maracle |
| Telegraph Narrows Bait & Tackle | Randy Sero |
| First Nations Petroleum | Deborah Maracle |
| Arnie's Frozen Foods | Arnold Sager |
| Arnie's Appliances & Variety | Arnold Sager |
| Confederate Variety | Jacqueline Maracle |
| Flint & Feather | Andrew C Maracle |
| Miracle Mart | Andrew C Maracle |
| McDonuts | Andrew C Maracle |
| Loft's Variety | Lorne Loft |
| Coffee Shop | Lorne Loft |
| Two Hawks Tobacco | Audie Brant |
| Onkwehanwe Neha Enterprises | John Baptiste |
| Mohawk One | John Baptiste |
| Kahswentha Trading | John Baptiste |
| Mrs. Herbs Coffee Shop | Audrey Maracle |
| Skyway Express | Lillie Lefort |
| Ward's Auto & Sales | Philip Maracle |
| York Road Restaurant | Philip Maracle |
| Salmon River Enterprises | Philip Maracle |
| Rainbow Garden & Gifts | Sharon Maracle |
| L. & M. Enterprises | Sharon Maracle |
| The Work Gear | Keith Maracle |
| Village Variety & Gas Bar | Keith Maracle |
| 49 Quik Shop | Robin Brant |
| 49 Frozen Foods | Robin Brant |
| M & L Distributors | Randy Sero |
| Jean's Enterprises | Jean Maracle |
| Smokin Pit Stop | Lisa Sexsmith |
| Smokin Coffee Express | Linda LeFort |
| McMurter Home Centre | Jim McMurter |

Carried.

MOTION #25: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve a Tobacco Quota for Tyendinaga Propane, Keith Maracle – owner, as recommended.

Carried.

MOTION #26: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve payment of Invoice #354 from Patrick Schindler in the amount of \$930.00 re: Richmond Landfill and \$2,028.00 re: Johnson Brant Family claim for the period ending March 5, 2009 and Invoice #360 in the amount of \$2,992.00 re: Johnson Brant Family Claim for the period ending March 31, 2009.

Carried.

- MOTION #27: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve payment of the invoice dated March 31, 2009 from Blaney McMurtry in the amount of \$37,217.85 for the period ending March 2009 re: Former Bench Tech Building.
Carried.
- MOTION #28: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve to sign the following Association of Iroquois and Allied Indians 2009/2010 Memorandum of Agreements: Provincial Aboriginal Diabetes Education (ADE) - \$9,375.00; Provincial Fetal Alcohol Spectrum Disorder (FASD) - \$18,562.50; Health Consultation (Federal) - \$2,075.50; Health Promotion (Federal) – \$1,000.00; AIDS Community (Federal) - \$3,298.20; and Indian & Inuit Health Careers - \$4,000.00.
Carried.
- MOTION #29: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council acknowledge the summary of the decommitments for fiscal year 2008/2009 from Casino Rama and the deferral of Federal funding.
Carried.
- MOTION #30: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve the 2009/2010 Proposed Budgets as presented.
Carried.
- MOTION #31: Moved by Roy C. Maracle, seconded by Barry Brant that this Council approve the recommendation to contract with Triple K Rock Coring for the demolition of 5673 Hwy #2 house, 21 Shannonville Road house and 113 Billy Brews Road house in the amount of \$34,405.00 once the CAO reviews the documentation to support the recommendation. The other quote was received from Build-All Contractors totaling \$42,495.
Carried.
- MOTION #32: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve the Land Transfer from Neil Maracle to Melinda Nichole Auten, the whole of Lot 32A-1, Concession 2 together with the whole of Lot 32A-2, Concession 2 as shown on Plan No. 92610 CLSR.
Carried.
- MOTION #33: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve to sign the Agreement for Consultant Services between Council and Trish Rae for historical research services.
Carried.
- MOTION #34: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve to sign the revised Indian and Northern Affairs Five Year Capital Plan – Annual Update.
Carried.
- MOTION #35: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve to sign the Sea Lamprey contract with the Department of Fisheries and Oceans.
Carried.
- Roy Maracle raised the road toll for the Library – put forward on next agenda.
- MOTION #36: Moved by Velma Hill-Dracup, seconded by Barry Brant to go into private. (11:25 a.m.)
Carried.

Summary of Private Minutes:

- Approval of Private Minutes: April 3, 2009
- Addressed two (2) private matters re: Police
- Approved two (2) home renovation loans totaling \$30,600.00
- Approved to address member's rental issue

Recorded by:
Shelley Bowden

Brian Hamilton
CAO

Councillor Trevor Lewis, Acting Chair