

**TYENDINAGA MOHAWK COUNCIL MINUTES
APRIL 3, 2009**

A meeting of the Tyendinaga Mohawk Council was held on Friday, April 3, 2009 at 12:40 p.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Roy C. Maracle, Trevor Lewis and Velma Hill-Dracup (arrived at 1:00 p.m.). Barry Brant was absent due to sick family
Staff: Brian Hamilton, CAO and Angela Maracle, AO

MOTION #1: Moved by Trevor Lewis, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Minutes of March 2, 2009 be accepted as read.

Carried.

MOTION #2: Moved by Trevor Lewis, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of March 6, 2009 be accepted as read.

Carried.

MOTION #3: Moved by Trevor Lewis, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of March 12, 2009 be accepted as read.

Carried.

MOTION #4: Moved by Trevor Lewis, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Minutes of March 18, 2009 be accepted as corrected.

Carried.

MOTION #5: Moved by Roy C. Maracle, seconded by Trevor Lewis that the Tyendinaga Mohawk Council Local Business Minutes of March 24, 2009 be accepted as read.

Carried.

MOTION #6: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council acknowledge the Hastings/Prince Edward District School Board Trustee Report for March 2009 submitted by Mike Brant, Community Representative.

Carried.

The following scheduled meetings were acknowledged:

- April 7 & 8 – Association of Iroquois and Allied Indians (AIAI) Joint Chiefs Council & Education Committee Meeting in Alliston
- April 9, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- April 15 & 16 – AIAI Joint Health/Social Advisory Board and Chiefs Retreat in Niagara Falls
- April 21 & 22 – Ontario Chief's Committee on Health in Toronto
- April 22, 9:00 a.m. – Tyendinaga Mohawk Council Regular Meeting
- April 22, 1:00 p.m. – AIAI Chiefs Council Meeting with Andrea Horwarth, NDP Leader re: Harmonization Tax
- April 29, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- April 30 – Ontario First Nations Policing Agreement Meeting in Toronto

MOTION #7: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve the following meetings outside the Territory: Chief Maracle – attending AIAI Chiefs Council Meeting with Minister Brad Duguid in Toronto on April 1, 2009 (formal approval); attending Ontario Chief's Committee on Health in Toronto on April 21-22, 2009; attending AIAI Chiefs Council Meeting with Andrea Horwarth, NDP Leader, in Toronto on April 22, 2009; attending

Disclaimer: Comments of individual members may not necessarily reflect the opinion of the whole Council.

Ontario First Nations Policing Agreement Meeting in Toronto on April 30, 2009; may attend Border Crossing Fundraiser in Six Nations on April 18, 2009
Chief Maracle and Velma Hill-Dracup – attending Matrimonial Real Property Lobby in Ottawa on April 9, 2009

Carried.

MOTION #8: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council acknowledge receipt of the letter announcing the new members of the Tyendinaga Pow Wow Committee and the copy of the constitution.

Carried.

MOTION #9: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve to ask the other four Large Bands for approval to release the Five Large Bands Study so we can post the report on our website.

Carried.

MOTION #10: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council defer the discussion on Band Employee Benefits 2009/10 until Monday, April 6, 2009 at 9:00 a.m.

Carried.

MOTION #11: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve to send out a community notice regarding the tax harmonization issue and we will continue to update the community.

Carried.

MOTION #12: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council defer the Draft Trespass By-law until the next Tyendinaga Mohawk Council Meeting on April 22, 2009.

Carried.

MOTION #13: Moved by Trevor Lewis, seconded by Velma Hill-Dracup
WHEREAS Economic Development is integral to the well-being of our community;
AND WHEREAS the Mohawks of the Bay of Quinte have received funding and utilized Casino Rama funding totaling \$883,000 to build the Tyendinaga Mohawk Business Centre on the Tyendinaga Mohawk Territory;
AND WHEREAS unexpected expenditures have occurred during the construction phase that has resulted in a cost overrun;
THEREFORE BE IT RESOLVED that the Tyendinaga Mohawk Council approve to utilize the Casino Rama funds under the Economic Development component in the amount of \$16,041.01 to offset the cost overrun. MCR #2009/10-001

Carried.

MOTION #14: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve payment of invoices dated March 24, 2009 from Blaney McMurtry in the amount of \$1,669.18 re: Asphalt Plant and invoice in the amount of \$1,244.85 re: Police Building both for the period ending March 19, 2009.

Carried.

MOTION #15: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve the CFA 2008/09 Notice of Budget Adjustment #10 in the amount of \$35,283.11 for Mobile Computer Lab, \$2,500.00 for Band Employee Benefits Non-Status Employees, \$45,600.00 for Band Employee Benefits Status Employees, \$150,000.00 for Instructional Services (books & pay equity) totaling \$233,383.11.

Carried.

- MOTION #16: Moved by Roy C. Maracle, seconded by Trevor Lewis that this Council approve the 2009/10 Insurance Renewals under the AFN Insurance Program in the amount of \$141,404.00.
Carried.
- MOTION #17: Moved by Roy C. Maracle, seconded by Trevor Lewis that this Council approve to sign the Ministry of Community and Social Services, Ministry of Children and Youth Services amended Capital Funding Agreement identifying MBQ as a First Nations Territory instead of a corporation and revision to section 12.1 & 12.2 that identifies ownership of the land and building.
Carried.
- MOTION #18: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve the Land Transfer from Marilyn Maracle to Joanne Glenda Tabobandung, the whole of Lot 20G-1, Concession 2 as shown on Plan No. RSO 2045.
Carried.
- MOTION #19: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve the Land Transfer from Harvey Brant and Patricia Darlene Brant to Andrew Harvey Brant and Andrea Denise Brant-Higgins as joint tenants, the whole of Lot 22L-5-1, Concession A, as shown on Plan No. RSO 1011.
Carried.
- MOTION #20: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve of Indian and Northern Affairs Canada conducting land appraisals for Agricultural and Recreational Leases on the Tyendinaga Mohawk Territory.
Carried.
- MOTION #21: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve to contract with Fisheries and Oceans for the operation of the Sea Lamprey Monitoring Project on the Salmon River for a 10 week contract beginning in April 2009.
Carried.
- MOTION #22: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve payment of the following invoices from Alan Pratt: Inv. #3339 in the amount of \$448.34 – General Matters and Inv. #3340 in the amount of \$1,045.76 – Turton Penn Loss of Use.
Carried.
- MOTION #23: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council acknowledge the letter dated April 1, 2009 from Indian and Northern Affairs Canada advising Council that Jos Dyck is replacing James Moxon on the Culbertson Tract Claim file.
Carried.
- MOTION #24: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve to sign the Acknowledgement of Confidentiality declaration received from the Association of Iroquois and Allied Indians regarding information received from the Ministry of Northern Development and Mines re: Amending the Ontario *Mining Act*.
Carried.
- MOTION #25: Moved by Trevor Lewis, seconded by Roy C. Maracle to go in private. (3:00 p.m.)
Carried.

Summary of Private Minutes:

- Approval of Private Minutes: March 18, 2009 and March 24, 2009 Local Business
- Acknowledged letter from insurance company re: accident on the Territory
- Approved two (2) Mortgage Discharges and Rewrites and three (3) mortgages paid in full
- Approve one (1) home renovation loan in the amount of \$7,900.00

Recorded by:
Shelley Bowden

Brian Hamilton
Chief Administrative Officer

Chief R. Donald Maracle