

**TYENDINAGA MOHAWK COUNCIL MINUTES
FEBRUARY 18, 2009**

A regular meeting of the Tyendinaga Mohawk Council was held on Wednesday, February 18, 2009 at 9:15 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Barry Brant, Roy C. Maracle and Velma Hill-Dracup (arrived at 9:30 a.m.). Trevor Lewis was absent.
Staff: Brian Hamilton, CAO, and Angela Maracle, AO

MOTION #1: Moved by Roy C. Maracle, seconded by Barry Brant that this Council acknowledge the Mohawk Recreation Committee Minutes dated April 8, 2008, June 17, 2008, October 21, 2008, November 4, 2008, December 2, 2008, January 6, 2009 and February 3, 2009.
Carried.

MOTION #2: Moved by Roy C. Maracle, seconded by Barry Brant that this Council acknowledge receipt of the Kagita Mikam Aboriginal Employment and Training Board of Directors 2nd Quarter Report for the period of July 1, 2008 to September 30, 2008 submitted by Lorna Moses, MBQ Board Representative.
Carried.

MOTION #3: Moved by Roy C. Maracle, seconded by Barry Brant that this Council approve to re-schedule the time for the February 23, 2009 Local Business meeting from 7:00 p.m. to 9:00 a.m.
Carried.

Velma Hill-Dracup arrived at 9:30 a.m.

MOTION #4: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve of Chief Maracle and Todd Kring attending the Engagement Session regarding Drinking Water and Wastewater Meeting in Toronto on March 5, 2009.
Carried.

MOTION #5: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve to reschedule the Iroquois Caucus from March 5 & 6, 2009 to March 3 & 4, 2009 (tentative)
Carried.

MOTION #6: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council confirm the following Council Meetings for March 2009:
Regular: March 2 & 18 at 9:00 a.m.
Local Business: March 11 & 24 at 7:00 p.m.
Carried.

MOTION #7: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve to have Brian Hamilton, CAO, follow-up with Greg Brant regarding the Mohawk Gun Law (regulations).
Carried.

MOTION #8: Moved by Velma Hill Dracup, seconded by Roy C. Maracle that this Council approve the following meeting outside the Territory:
Chief Maracle: Bank of Montreal Entrepreneur Dinner in Toronto on February 18, 2009 at 7:00 p.m.
Carried.

MOTION #9: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve to send the draft Memorandum of Agreement between the Mohawks of the Bay of Quinte and Waste Management of Canada Corporation to Don Wright, Vice President, Waste Management Canada Corporation regarding reimbursement of costs.

Carried.

William J. Brant and James Heffernan attended Council at 9:55 a.m. regarding a place to displaying James Heffernan's artifacts. Council requested James look into the cost for security for the two weeks he is requesting to show the artifacts and bring costs back to Council for review.

MOTION #10: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council approve the use of one of the units at the Business Centre for the last two weeks of May for James Heffernan's display of Native artifacts.

Carried.

William J. Brant and James Heffernan left at 10:15 a.m.

MOTION #11: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve to send the letter to Steve White, Associate Regional Director General, Ontario Region – South, Indian and Northern Affairs Canada (INAC) regarding MBQ's request that the Proposed Water and Wastewater Treatment Facility be identified as an INAC priority for regional capital funding and request a meeting to discuss the next steps.

Carried.

MOTION #12: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve to give notice to the Registrar of the acceptance of:

NAME : Diane Lucille Clench

DATE OF BIRTH: June 29, 1959

REGISTRY NO : 1590719001

in the membership of the Mohawks of the Bay of Quinte Band and to request that department records be amended to reflect her addition to our Registry group. M.C.R. #2008/09-139

Carried.

MOTION #13: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve the following revisions to the Eksa'okon:'a Child Care Centre Policy:

- to accept three (3) children who are two (2) years old and in the training stages
- medications and inhalers will only be administered by staff in extreme cases

Carried.

MOTION #14: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve to submit Brian Hamilton's name to Grand Chief Randy Phillips, Association of Iroquois and Allied Indians, to be a member of the Aboriginal Sports and Recreation Task Force.

Carried.

MOTION #15: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council approve the Applications for Business Registration for the following: Nation 2 Nation, Kevin Brant – owner; type of business: Convenience including groceries and Chant Enterprises, Penny Choma – owner; type of business: Electrical Consultant. Defer the

- Application for Business Registration for G&B Variety, Gail Balla – owner, for more information.
Carried.
- MOTION #16: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve the Business Centre Operations Budget for 2008/2009.
Carried.
- MOTION #17: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve the Economic Development/Employment Budget for 2008/09.
Carried.
- MOTION #18: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve the correction to the October 22, 2008 Minutes, Motion #21 where the title of Economic Development Officer Assistant was entered incorrectly and should read Business Development Officer.
Carried.
- MOTION #19: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve payment from Alan Pratt for Invoice #3320 in the amount of \$6,549.00 re: Turton Penn Loss of Use Claim and Invoice #3324 in the amount of \$914.96 re: Culbertson Tract Claim.
Carried.
- MOTION #20: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve Barry Brant to follow up with Alan Pratt regarding the Turton Penn Loss of Use Claim.
Carried
- MOTION #21: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve payment of Invoice #347 from Patrick Schindler for the period of November 1, 2008 to January 28, 2009 in the amount of \$13,396.00 re: Johnson Brant Family Claim and \$360.00 re: Richmond Landfill.
Carried.
- MOTION #22: Moved by Roy C. Maracle, seconded by Barry Brant that this Council approve to establish a petty cash fund for the Home Support Program in the amount of \$200.00.
Carried.
- MOTION #23: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve the Land Transfer from William James Brant and Marilyn Ann Brant to Andrew Harvey Brant and Andrea Denise Brant/Higgins as joint tenants, the whole of Lot 22L-15, Concession A, as shown on Plan No. 95300 CLSR.
Carried.
- MOTION #24: Moved by Barry Brant, seconded by Roy C. Maracle that this Council approve the Land Transfer from William James Brant to William James Brant and Marilyn Ann Brant as joint tenants, the whole of Parcel D, Lot 24, Concession 2, as shown on Plan No. 4498 CLSR.
Carried.

MOTION #25: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve the Land Transfer from Orville Sherman Green to Orville Sherman Green and Scott Franklin Green as joint tenants, the whole of Lot 31E-10, Concession 2, as shown on Plan No. 5565.

Carried.

MOTION #26: Moved by Roy C. Maracle, seconded by Barry Brant WHEREAS, the Mohawks of The Bay of Quinte received approval for a 50-50 cost share to close the Tyendinaga Landfill Site based on total estimated costs of \$1,819,656 by XCG Consultants; and WHEREAS, the final costs total \$2,014,223.60 which represents an increase of \$194,567.60 from the approved budget; THEREFORE BE IT RESOLVED that the Tyendinaga Mohawk Council approves to allocate \$1,103,129.50 from Casino Rama funds under the Community Development Component for the Tyendinaga Landfill Site closure with the understanding that reimbursement of \$96,017.70 has been requested from Indian and Northern Affairs. M.C.R. #2008/09-140

Carried.

MOTION #27: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve payment of invoices dated January 31, 2009 from Blaney McMurtry for the period ending January 31, 2009 in the amount of \$714.00 re: Review of Claims – Quarry and Asphalt Plant and in the amount of \$751.62 re: Review of Claims - Police Building.

Carried.

MOTION #28: Moved by Barry Brant, seconded by Velma Hill-Dracup that this Council approve to give a letter of support to Marcel Maracle to participate in the Shatiwennakara:tasts Diploma Program 2009/2010.

Carried.

MOTION #29: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve to nominate Kelly Maracle for the Election Officer for the Association of Iroquois and Allied Indians Annual General Assembly election.

Carried.

MOTION Moved by Velma Hill-Dracup, seconded by _____ that this Council approve to hold a Community Meeting to review the 2007/2008 Audit.

NO SECONDER

Roy C. Maracle - discuss when full Council is present
Barry Brant – have Brian Hamilton review

Brian Hamilton suggested that Council and Administration meet, become familiar and develop consistent messaging – late March, early April.

MOTION #30: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle to go in private. (11:45 p.m.)

Carried.

Summary of Private Minutes:

- Approved four (4) Mortgage Discharges and Rewrites and five (5) mortgages paid in full.

Recorded by:
Shelley Bowden

Brian Hamilton
Chief Administrative Officer

Chief R. Donald Maracle