

**TYENDINAGA MOHAWK COUNCIL MINUTES
FEBRUARY 4, 2009**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, February 4, 2009 at 9:50 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle was late, welcoming Eel River representatives
Councillors: Trevor Lewis, Roy C. Maracle, Velma Hill-Dracup and Barry Brant called to say he would be late – arrived at 10:23 a.m.
Staff: Angela Maracle, A/Chief Administrative Officer

Keith Maracle attended Council to discuss his plans to expand his Tyendinaga Propane business. He is planning to have his own tank farm on his property behind his house which he needs to build a road to and will be fenced and lighted. Keith stated he will be speaking with neighbours. He knows he needs Technical Standards and Safety Authority (TSSA) involvement which he needs Council's support for and wants to ensure everything is done to standard. Concerns were discussed and Council asked Keith about locating the tanks in the Industrial Park which Keith said he was willing to look into.

MOTION #1: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council defer Keith Maracle's request for support to have TSSA come to the Territory regarding the expansion of Tyendinaga Propane until more concrete plans are in place.

Carried.

MOTION #2: Moved by Trevor Lewis, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Minutes of October 1, 2008 be accepted as read.

Carried.

MOTION #3: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council Minutes of November 21, 2008 be accepted as read.

Carried.

MOTION #4: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council Minutes of December 4, 2008 be accepted as read.

Carried.

MOTION #5: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of December 15, 2008 be accepted as read.

Carried.

MOTION #6: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that the Tyendinaga Mohawk Council Local Business Minutes of December 16, 2008 be accepted as read.

Carried.

MOTION #7: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that the Tyendinaga Mohawk Council Minutes of December 17, 2008 be accepted as read.

Carried.

MOTION #8: Moved by Trevor Lewis, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of December 22, 2008 be accepted as read.

Carried.

The following scheduled meetings were acknowledged:

- February 10, 7:00 p.m. – Community Meeting re: Draft FNTI Charter By-Law
- February 11, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- February 18, 9:00 a.m. – Tyendinaga Mohawk Council Regular Meeting
- February 23, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- February 24-26 – Chiefs of Ontario Health Forum in Toronto

Chief Maracle discussed with Council re: issues at Association of Iroquois and Allied Indians.

MOTION #9: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve the following meetings outside the Territory:
Chief Maracle – attending Association of Iroquois and Allied Indians Special Chiefs Council Meeting in Toronto on February 5, 2009
TMC: attending Lands Meeting in Toronto – date to be determined
Carried.

MOTION #10: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve to write a letter to Ontario First Nations Limited Partnership notifying them of Council's concern and objection regarding the LP Policy – Process for Special Projects Requests as it should be up to each individual partner to decide at their respective community's level if they wish to contribute to these requests.
Carried.

MOTION #11: Moved by Trevor Lewis, seconded by Roy C. Maracle
We, The Tyendinaga Mohawk Council, do hereby resolve that Molly Kohoko be authorized by Indian & Northern Affairs Canada to perform all Secure Certificate of Indian Status application processing and distribution duties as our Indian Registration Administrator representing The Mohawks of the Bay of Quinte.
M.C.R. #2008/09-135
Carried.

MOTION #12: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve payment of Invoice #163033 from Hicks Morley in the amount of \$888.00 for the period ending December 31, 2008 re: Labour Matters.
Carried.

MOTION #13: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council acknowledge Indian and Northern Affairs Canada CFA 2008/09 Notice of Budget Adjustments #6 & #7 for the following:
\$700.00 – Special Needs, less \$8,200.00 – Basic Needs,
\$201,740.00 – QMS Special Education and \$134,644 – Landfill Site
and approve the revised budgets.
Carried.

MOTION #14: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve to sign the Department of Indian Affairs and Northern Development First Nations & Inuit Transfer Payments Access & Data Sharing Agreement.
Carried.

MOTION #15: Moved by Velma Hill-Dracup, seconded by Barry Brant that the Tyendinaga Mohawk Council appoints: Wilkinson and Company, 139 Front St., Suite 100, P.O. Box 757, Belleville, Ontario;
Contact: Dan Dickinson, 1-800-728-3890 as the auditors for Mohawks of the Bay of Quinte for the fiscal year ending March 31, 2009.

Furthermore, Tyendinaga Mohawk Council authorizes the Minister to release revenue and trust information to the auditor for purposes of completing its' audit. M.C.R. #2008/09-136

Carried.

MOTION #16: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve revisions to the Mohawks of the Bay of Quinte Investment Policy to include the Casino Rama 2008 Agreement.

Carried.

MOTION #17: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve to participate in "An Analysis of the Determinants of Microbial Contamination of Drinking Water in Northern and Southern Ontario First Nations Communities" being conducted by Roger Gray, 4th year Honours Environmental Studies undergrad at Queen's University.

Carried.

MOTION #18: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve changes to the six-plex tenders previously approved as McMurter Home Centre has pulled their tenders. Successful tenders were then awarded as follows:
Plumbing – single storey to Pat Gartland for \$29,000.00
Roofing – single storey to G&F Roofing for \$14,821.00
This results in the plumbing tender being \$3,000 more and the roofing tender being \$679 less.

Carried.

MOTION #19: Moved by Roy C. Maracle, seconded by Trevor Lewis that this Council approve the Land Transfer from Richard Robin Maracle to Richard Robin & Sharon Ann Maracle as joint tenants, Lot 36C-7, Concession A as shown on Plan No. RSO 6758R.

Carried.

MOTION #20: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve the Land Transfer from Richard Robin Maracle to Richard Robin & Sharon Ann Maracle as joint tenants, Lot 36A-1 and Lot 36A-2, both in Concession 2 and both shown on Plan No. RSO 3228.

Carried.

MOTION #21: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve the Land Transfer from Phyllis Green & Dorothy Ann Louise Brant to John Edward & Rana D. Maracle as joint tenants, Lot 33H-15-1, Concession A, as shown on Plan No. 95267 CLSR.

Carried.

Council discussed Consultation Proposal and advertisement of position – still waiting on funding approval so left posting open.

Council reviewed the latest letter from Don Wright, Waste Management, dated January 19, 2009 on reimbursement of funds and a request for a meeting with Council.

MOTION #22: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve that Patrick Schindler draft an agreement on a without prejudice basis between Mohawks of the Bay of Quinte and Waste Management to reimburse costs, protect the rights of the Mohawks of the Bay of Quinte and explicitly state the Mohawks of the Bay of Quinte opposes any expansion of the site.

Carried.

Council discussed the Mohawk Landing – 225th Anniversary this year – and wanted to know what plans are being arranged this year – Church Warden contacted member of Council to see about doing something in conjunction with the ceremonies.

MOTION #23: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve the following proposed organizational structure changes:

- Employment & Training from Sustainable Development to Community Wellbeing
- Recreation from Education, Culture & Language to Community Wellbeing
- Band Property Maintenance from Infrastructure to Sustainable Development
- Environment from Community Wellbeing to Infrastructure
- Membership from Administration & Finance to Nation Building
- Lands & Estates from Administration & Finance to Nation Building
- Human Resources, Communications (Newsletter), Clerical Support, Records Management, Information Technology, Communications Officer (vacant) and Special Projects (vacant) from Administration & Finance to Executive

Carried.

MOTION #24: Moved by Velma Hill-Dracup, seconded by Barry Brant that this Council approve a residential lease for Keith Maracle to rent the Quonset building on Queen Street in Shannonville for the period of April 1, 2009 to March 31, 2010.

Carried.

MOTION #25: Moved by Trevor Lewis, seconded by Roy C. Maracle to go in private. (12:14 p.m.)

Carried.

Summary of Private Minutes:

- Approval of Private Minutes: October 1, 2009 Private, November 21, 2009 Private, December 4, 2009 Private, December 15, 2009 Special Private, December 16, 2009 Local Business Private, December 17, 2009 Private

Recorded by:
Molly Kohoko

Angela Maracle
A/Chief Administrative Officer

Chief R. Donald Maracle