

**TYENDINAGA MOHAWK COUNCIL MINUTES  
JULY 14, 2009**

A meeting of the Tyendinaga Mohawk Council was held on Tuesday, July 14, 2009 at 9:10 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle  
Councillors: Barry Brant, Roy C. Maracle, Trevor Lewis and Velma Hill-Dracup  
Staff: Brian Hamilton, CAO, and Angela Maracle, AO

Council met with Mike Murray, Janet Brant Nelles and Curtis Maracle regarding the Community Wellbeing Building Project.

MOTION #1: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve to award the tender for construction of the Community Wellbeing Building to Build-All Contractor in the amount of \$2,062,152 as recommended by Two Row Architects. Staff is to continue to look for government funding and potential cost savings where possible in the contract specifications. A second tender was received after the deadline.

Carried.

MOTION #2: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that the Tyendinaga Mohawk Council Minutes of July 2, 2009 be accepted as read.

Carried.

MOTION #3: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council acknowledge the Kanhiote Tyendinaga Territory Public Library Minutes dated July 7, 2009.

Carried.

The following scheduled meetings were acknowledged:

- July 16 – 17 – Iroquois Caucus in Six Nations
- July 18 – Border Crossing in Niagara Falls
- July 21 – 23 – Assembly of First Nations Annual General Assembly in Calgary
- July 29, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- August 5-7 – Association of Iroquois and Allied Indians Elders Conference in Batchewana
- August 12, 3:30 p.m. – Meeting between Minister Brad Duguid and the Chiefs of the Five Large Bands in Toronto re: Casino Rama Formula

MOTION #4: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve of Erma Gray and Debbie Paul as the Mohawks of the Bay of Quinte's Representatives at the Association of Iroquois and Allied Indians Elder's Conference in Batchewana on August 5 – 7, 2009.

Carried.

MOTION #5: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council confirm the following Council Meetings for August 2009:  
Regular: August 6 & 19 at 9:00 a.m.  
Local Business: August 12 & 26 at 7:00 p.m.

Carried.

MOTION #6: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve the following meetings outside the Territory:  
Chief Maracle – attending Chiefs Committee on Health meeting in Toronto on July 15, 2009

Carried.

MOTION #7: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve to look at the implications of withdrawing from the Association of Iroquois and Allied Indians; the report is to be submitted by the end of August 2009.

Carried.

MOTION #8: Moved by Trevor Lewis, seconded by Velma Hill-Dracup that this Council approve to meet on July 27, 2009 at 10:00 a.m. with MBQ's Health Team and at 1:30 p.m. with the Local Health Integration Network Board to follow-up on the strategic plan.

Carried.

MOTION #9: Moved by Trevor Lewis, seconded by Barry Brant that this Council approve payment of invoice dated June 19, 2009 from Blaney McMurtry in the amount of \$2,232.50 re: Asphalt Plant/Quarry Claim.

Carried.

MOTION #10: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve payment of invoice #3374 from Alan Pratt in the amount of \$5,023.67 re: Culbertson Tract Claim.

Carried.

MOTION #11: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve to schedule a meeting on August 11, 2009 at 10:00 a.m. with Alan Pratt to discuss the next steps and review legal work to date re: Culbertson Tract Claim.

Carried.

At 11:30 a.m. Council had a short break and returned at 11:40 a.m.

MOTION #12: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve payment of invoice #390 from Patrick Schindler in the amount of \$4,754.00 re: Johnson Brant Family Litigation.

Carried.

MOTION #13: Moved by Roy C. Maracle, seconded by Trevor Lewis that this Council approve to sign the Contribution Agreement with Health Canada in the amount of \$10,183.00 to repair drywall in reception area, replace flooring – carpet & tiles on top floor and replace some broken tiles at the downstairs entrance.

Carried.

MOTION #14: Moved by Roy C. Maracle, seconded by Trevor Lewis that this Council approve the Land Transfer from James Gordon Loft and Darlene Elizabeth Loft as joint tenants to Darlene Elizabeth Loft (Maracle), the whole of Lot 20D-3-2, Concession A, as shown on Plan No. RSO 869.

Carried.

At 11:45 a.m. Council had a break for lunch and returned at 12:15 p.m.

MOTION #15: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve the recommendation from the Deseronto Water and Sewer Joint Water and Sewer Liaison Committee with noted conditions to provide water and sewer services to John and Mary Franks for 366 Bayshore Road.

Velma Hill-Dracup – Opposed

Roy C. Maracle – Opposed

Chief R. Donald Maracle – Opposed

Defeated.

MOTION #16: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve to obtain the consultant services of GD Jewell Engineering Inc. for the assessments on the Sewage Lift Stations located at 240 Bayshore road and 143 Huron Brant Drive North in the amount of \$17,650.00. Other bids received from Greer Galloway Group in the amount of \$16,000 + Site Inspection and Contract Management Charges and Ainley Group in the amount of \$32,250.

Carried.

MOTION #17: Moved by Trevor Lewis, seconded by Barry Brant  
Whereas, the Tyendinaga Mohawk Territory has significant interest in regards to the construction of a new skateboard park located on the Territory; and  
Whereas, the Mohawks of the Bay of Quinte were approved for funding under the RInC Program in Ontario and Ontario REC's cost share program for a total of 2/3 of the Total Project Cost to design and construct a new Skateboard Park located at the Karonhyak'tatye Sports Complex.  
Whereas, the total amount required for the proposed design and construction of the new Skateboard Park to be located at the facility including engineering and contract administration totals \$488,750;  
Therefore be it resolved that the Tyendinaga Mohawk Council agrees to the cost share with the RInC and Ontario REC and will allocate 1/3 of the Total Project Cost equaling \$162,917.  
Further be it resolved that the Tyendinaga Mohawk Council hereby approves to utilize the Casino Rama funds under the Community Development Component in the amount of \$162,917. M.C.R. #2009/10-027

Carried.

MOTION #18: Moved by Trevor Lewis, seconded by Barry Brant  
Whereas, the Karonhyak'tatye Sports Complex requires upgrades due to deficiencies in regards to the existing infrastructure located within the facility; and  
Whereas, the Mohawks of the Bay of Quinte were approved for funding under the RInC Program in Ontario and Ontario REC's Cost share Program for a total of 2/3 of the Total Project Cost to upgrade and replace the existing infrastructure located at the facility; and  
Whereas, the total amount required for the proposed replacement and upgrades to the existing infrastructure located at the facility including contract administration and engineering fees totals \$963,225;  
Therefore be it resolved that the Tyendinaga Mohawk Council agrees to the cost share with the RInC and Ontario REC and will allocate 1/3 of the Total Project Cost equaling \$321,075.  
Further be it resolved that the Tyendinaga Mohawk Council hereby approves to utilize the Casino Rama funds under the Community Development Component in the amount of \$321,075. M.C.R. #2009/10-028

Carried.

MOTION #19: Moved by Velma Hill-Dracup, seconded by Trevor Lewis that this Council approve to sign the Environment Canada Contribution Agreement for Aboriginal Funds for Species at Risk in the amount of \$35,475 to increase community knowledge of the Butternut, Spotted Turtle, Stinkpot Turtle and the Blanding's Turtle on the Tyendinaga Mohawk Territory.

Carried.

MOTION #20: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve to meet with the Department of Fisheries and Oceans on September 2, 2009 during the regular meeting to discuss the draft Memorandum of Understanding that establishes a process to review and assess future shoreline projects on the Tyendinaga Mohawk Territory.

Carried.

MOTION #21: Moved by Barry Brant, seconded by Trevor Lewis that this Council approve to contract with First Nations Engineering Service to proceed with drainage report for Water Treatment Plant area.

Carried.

MOTION #22: Moved by Trevor Lewis, seconded by Roy C. Maracle that this Council approve of the Language Circle utilizing surplus from fiscal years 2007/08 and 2008/09 in the amount of \$114,200 to address the core language program and to operate the Totahne Language Nest program.

Carried.

MOTION #23: Moved by Trevor Lewis, seconded by Roy C. Maracle to go into private. (1:00 p.m.)

Carried.

Summary of Private Minutes:

- Approval of July 2, 2009 Private Minutes
- Acknowledged update on employment issue
- Approved Five (5) Home Renovation Loans totaling \$143,800
- Approved one (1) Mortgage Re-write

Recorded by:  
Shelley Bowden

Brian Hamilton  
CAO

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Chief R. Donald Maracle