

**TYENDINAGA MOHAWK COUNCIL MINUTES
MAY 25, 2010**

A meeting of the Tyendinaga Mohawk Council was held on Tuesday, May 25, 2010 at 9:40 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Roy C. Maracle, Douglas E. Maracle and Keith Sero.
Velma Hill-Dracup arrived at 11:05 a.m.
Staff: Brian Hamilton, CAO, and Angela Maracle, AO

Chief R. Donald Maracle opened the meeting with prayer in Mohawk.

MOTION #1: Moved by Keith Sero, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council Minutes of May 5, 2010 be accepted as corrected. Carried.

MOTION #2: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Local Business Minutes of May 13, 2010 be accepted as read. Carried.

MOTION #3: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council acknowledge the Kanhiote Tyendinaga Territory Public Library Minutes of May 4, 2010. Carried.

Council acknowledged the following meetings:

- May 25, 7:00 p.m. - Tyendinaga Mohawk Council Local Business Meeting
- May 26, 2010, 10:30 a.m. – Health Canada in Ottawa
- May 27, 2010 – Ontario First Nations Limited Partnership Annual Meeting
- May 27, 2010 – TD Bank Meeting in Ottawa
- May 28, 10:00 a.m. – INAC Water Plant in Toronto
- May 29 – Kanhiote Library Road Toll
- June 2 – 4, 2010 – Association of Iroquois and Allied Indians (AIAI) General Assembly in Oneida
- June 8 – Community Wellbeing Project Team Update
- June 8, 7:00 p.m. – Tyendinaga Education Committee, Mike Brant & Kathy Soule
- June 22-24 – Chiefs of Ontario General Assembly in Couchiching
- July 20 – 22, 2010 – Assembly of First Nations in Winnipeg

MOTION #4: Moved by Keith Sero, seconded by Douglas E. Maracle that this Council confirm the following Council meetings for June 2010:
Regular: June 1, 1:00 p.m. & June 16, 9:00 a.m.
Local Business: June 9 & 30, 7:00 p.m. Carried.

MOTION #5: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve the following meetings outside the Territory:
Chief Maracle: attending a meeting with Patrick Macklem, University of Toronto, date to be determined
Keith, Doug, Roy: attending the AIAI General Assembly on June 2 – 4, 2010 in Oneida Carried.

MOTION #6: Moved by Keith Sero, seconded by Douglas E. Maracle that this Council approve to meet with South East Local Health Integration Networks on July 12, 2010 at 10:00 a.m. in the Council Chambers. Carried.

- MOTION #7: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve to meet with Canadian Wildlife Services on June 9, 2010 at 10:00 a.m. in the Council Chambers regarding the proposed recovery strategy for Loggerhead Strike (migratory bird).
Carried.
- MOTION #8: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve to sign a one year interim Memorandum of Understanding with the Quinte Health Care for Diabetes services ending March 31, 2011 on the condition that the staff hired will be MBQ employees and then on April 1, 2011 sign with the Ministry of Health and Long Term Care.
Carried.
- MOTION #9: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve to follow-up with Dr. Joshua Tepper, Ministry of Health and Long Term Care, confirming funding flows directly to MBQ on April 1, 2011.
Carried.
- MOTION #10: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council defer the wording of the M.C.R. #2009/10-101 regarding the Community Safety Working Group for more information.
Carried.
- MOTION #11: Moved by Keith Sero, seconded by Douglas E. Maracle 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 21 – 24, 2010. M.C.R. #2010/11-013
Carried.
- MOTION #12: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve to place the letter from South East Local Health Integration Networks regarding Public Sector Compensation Restraint on the agenda for the July 12, 2010 meeting with the South East Local Health Integration Networks to discuss.
Carried.
- MOTION #13: Moved by Douglas E. Maracle, seconded by Keith Sero that this Council approve the following scholarships for graduating secondary students in amount to \$250:
- Mohawk Band Council Award for student furthering his/her education at college
 - Mohawk Band Council Award for student furthering his/her education at university
 - Mohawk Band Council Award for student who has made a notable contribution to Moira Secondary School
 - Chief Earl Hill Memorial Award for student continuing his/her education in the area of science and technology
- Carried.
- MOTION #14: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve to send a letter to AIAI regarding our concerns with the Data Sharing Protocol Agreement and approve to continue to pursue our own database with elements that AIAI is looking for built in and provide them with our aggregate data to fulfill AIAI's needs.
Carried.

MOTION #15: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve to lease two (2) Santa Fes for a three (3) year term at a cost of \$487.67 per month for the Home and Community Care Program.

Carried.

MOTION #16: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve the Applications for Business Registration for the following: First Nations Consumer Programs, Jeff R. Maracle – owner; type of business: Marketing; North Shore Tobacco, Terry Maracle – owner; type of business: Tobacco & Convenience and Flying Thunderbird Studio, Cindy M. Loft – owner; type of business: Art Gallery & Studio On-line.

Carried.

MOTION #17: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve the Application for Business Registration Renewal for Brant's Auto & Restoration, Douglas Brant and Bill Brant – owners; type of business: Auto Restoration.

Carried.

MOTION #18: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve the Permit to Purchase Tax Exempt Tobacco Products for Bear Clawz Variety, Patrick Maracle Jr. – owner; type of business: Convenience.

Carried.

Velma Hill-Dracup arrived at 11:05 a.m.

MOTION #19: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve the correction to February 3, 2010 Minutes adding the Site Works tender for the 6-Plex was awarded to Triple K Rock Coring as part of the recommendation was missed.

Carried.

MOTION #20: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve staff to draft Terms of Reference to hire a consultant to re-establish a Policy for the Distribution of Tax-Exempt Tobacco Products on the Tyendinaga Mohawk Territory for Council's review and approval on the next regular agenda.

Carried.

MOTION #21: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve to hold a Community Meeting on June 7, 2010 at 7:00 p.m. at the Community Centre regarding updates on the Culbertson Tract Land Claim and Harmonized Sales Tax. Have Alan Pratt, MBQ lawyer, present for the community meeting and Council will meet with Alan at 3:00 p.m. that afternoon.

Carried.

MOTION #22: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve to have Alan Pratt, MBQ lawyer, submit the Notice of Application for Judicial Review regarding the Culbertson Tract Land Claim.

Carried.

MOTION #23: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve to send out an update on the Culbertson Tract Land Claim to the Community and include the Community meeting date of June 7, 2010 at 7:00 p.m.

Carried.

MOTION #24: Moved by Douglas E. Maracle, seconded by Keith Sero that this Council approve the Land Transfer from Seth James LeFort to Brian Anthony Brant, the whole of Lot 30D-3 and Lot 30E-1, both on Concession A, as shown on Plan No. RSO 7018R. Carried.

MOTION #25: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve the Skate Park Final Conceptual Design, but remove the Two Row Wampum Belt from the bowl and the Confederacy Belt from the entrance floor as these designs are not a decoration that should be walked or skated upon. Carried.

MOTION #26: Moved by Velma Hill-Dracup, seconded by Keith Sero WHEREAS there is a definite need for additional rental housing as supported by the lengthy rental housing waiting list; AND WHEREAS it is necessary to address that concern and provide additional rental housing for our community in the form of a six-plex unit for the membership of Tyendinaga; AND WHEREAS we have gained approval through Indian & Northern Affairs Canada for funding in the amount of \$675,000.00 to address costs related to this project; THEREFORE BE IT RESOLVED that the Tyendinaga Mohawk Council approve to utilize the Casino Rama funds under the Community Development component in the amount of \$355,587.58 to cover the additional site servicing costs and construction costs that apply to this project. M.C.R. #2010/11-014 Carried.

MOTION #27: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve to meet on June 10 & 11, 2010 at 9:00 a.m. in the Council Chambers to review and approve the 2010/11 Proposed Budgets. Carried.

MOTION #28: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council acknowledge Harvey McCue's verbal request that First Nations Technical Institute (FNTI) Board is interested in leasing the former Health Centre building. Carried.

Chief Maracle asked for a written letter from the FNTI Board on this request.

Councillor Doug Maracle raised the issue of not being informed when FNTI is having their board meetings.

MOTION #29: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle to go in private. (11:40 a.m.) Carried.

Summary of Private Minutes:

- Approval of Private Minutes: May 5, 2010; May 10, 2010 Special; May 13, 2010 Local Business
- Approved nine (9) Mortgages totaling \$923,000 for 2010/2011 fiscal year
- Addressed two (2) human resources issues

Recorded by:
Shelley Bowden

Brian Hamilton
Chief Administrative Officer

Chief R. Donald Maracle