

**TYENDINAGA MOHAWK COUNCIL MINUTES  
MARCH 16, 2010**

A meeting of the Tyendinaga Mohawk Council was held on Tuesday, March 16, 2010 at 1:30 p.m. in the Council Chambers.

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

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

1:35 p.m. Craig Donaghey, Northumberland County Collections Service Inc. (NCCSI), attended Council to discuss next steps for recovery of outstanding debts.

MOTION #1: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve that NCCSI take all outstanding debts owing to the Mohawks of the Bay of Quinte, excluding mortgages, which are under \$25,000 to Small Claims Court for Garnishment Orders.  
Carried.

MOTION #2: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council acknowledge the report from NCCSI and approve that 60 day notice from the date a letter is done to mortgagors in arrears more than two (2) years that have not made any payment arrangements with NCCSI notifying them that the mortgaged property will be transferred back to the Mohawks of the Bay of Quinte utilizing the land transfer that was signed by the member when they accepted the mortgage.  
Carried.

MOTION #3: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Special Minutes of February 11, 2010 be accepted as corrected.  
Carried.

MOTION #4: Moved by Velma Hill-Dracup, seconded by Keith Sero that the Tyendinaga Mohawk Council Special Minutes of February 22, 2010 be accepted as corrected.  
Carried.

MOTION #5: Moved by Velma Hill-Dracup, seconded by Keith Sero that the Tyendinaga Mohawk Council Local Business Minutes of March 1, 2010 be incorporated into the private minutes.  
Carried.

MOTION #6: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council Minutes of March 2, 2010 be accepted as corrected.  
Carried.

MOTION #7: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Minutes of March 3, 2010 be accepted as corrected.  
Carried.

MOTION #8: Moved by Velma Hill-Dracup, seconded by Keith Sero that the Tyendinaga Mohawk Council Special Minutes of March 4, 2010 be accepted as read.  
Carried.

MOTION #9: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Local Business Minutes of March 10, 2010 be accepted as read.

Carried.

MOTION #10: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council acknowledge the Kanhiote Tyendinaga Territory Public Library Minutes dated February 2, 2010.

Carried.

Council acknowledged the following meetings:

- March 17 – Housing Think Tank in Ottawa
- March 22, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- March 23 – Association of Iroquois and Allied Indians (AIAI) Rapport Building Meeting in Toronto
- March 24 & 25 – Prescription Drug Abuse Strategy Advisory Panel in Toronto
- March 25 – Canadian Patient Summit Meeting in Toronto
- March 26, 6:30 p.m. – Community Meeting re: Skateboard Park
- March 30 – Ontario Chiefs Committee on Health Joint Meeting in Toronto
- March 31, 9:00 a.m. – Tyendinaga Mohawk Council Regular Meeting

MOTION #11: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council confirm the following Council meetings for April 2010:  
Regular: April 7 & 19, 9:00 a.m.  
Local Business: April 15 & 28, 7:00 p.m.

Carried.

MOTION #12: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve the following meetings outside the Territory:  
Chief Maracle – attending AIAI Rapport Building Meeting in Toronto on March 23  
Keith Sero – attending Water Conference in Niagara Falls on March 8-10

Carried.

MOTION #13: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve to hold a Grand Opening of the Ball Diamonds in partnership with the Mohawk Agricultural Society who will be hosting a One Pitch Tournament Fundraiser on May 8, 2010.

Carried.

MOTION #14: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve to waive the Ball Diamond rental fees for the Grand Opening and tournament and waive the Community Centre rental fees for the Mohawk Agricultural Society to host a Fundraiser dance on May 8, 2010.

Carried.

Council recessed at 4:05 p.m.

Council reconvened at 4:10 p.m.

MOTION #15: Moved by Douglas E. Maracle, seconded by Keith Sero that this Council approve to rescind the last sentence in Motion #14 of March 25, 2005 Tyendinaga Mohawk Council Private Minutes which states “The Council delegates full authority to hire, discipline and terminate employment of staff for the Mohawks of the Bay of Quinte” to the Chief Administrative Officer.

Carried.

- MOTION #16: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve that all hiring, discipline and firing of staff return to the Tyendinaga Mohawk Council as an interim measure for a period of three months subject to recommendation(s) from the Human Resource Specialist. The Chief Administrative Officer is still to make recommendations on human resource issues.  
Carried.
- MOTION #17: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council defer the Health and Safety Policy for closer review.  
Carried.
- MOTION #18: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to advertise for a community representative to sit on the Hastings Children's Aid Society Board of Directors.  
Carried.
- MOTION #19: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council defer the request for a contribution to the operational costs for the Deseronto Transit service and have the Chief Administrative Officer meet with representatives of Deseronto Transit to discuss their proposal and then bring a recommendation back to Council.  
Carried.
- MOTION #20: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to sign the AIAI Memorandum of Agreements for the Federal Violence Initiative 2009-2010 in the amount of \$23,682 and the Federal Disabilities Initiative 2009-2010 in the amount of \$5,581.00.  
Carried.
- MOTION #21: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve to utilize \$194,780 each year for the fiscal years 2010-2011 and 2011-2012 from Casino Rama funds for the Shatiwennakarats Diploma Program and the Totahne Language Nest Program. Mohawk Council Resolution forthcoming.  
Carried.
- MOTION #22: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council acknowledge the Comprehensive Funding Arrangement Notice of Budget Adjustment #007 in the amount of \$50,000 for New Paths funding.  
Carried.
- MOTION #23: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to sign the Letter of Understanding between Mohawks of the Bay of Quinte and First Nations Technical Institute for flow through funding from Indian and Northern Affairs Canada in the amount of \$300,000.  
Carried.
- MOTION #24: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to sign 2009/2010 Budget Packages for Daycare in the amount of \$239,311, Ontario Works in the amount of \$102,100 and Welfare Administration in the amount of \$52,500 and \$42,058.  
Carried.

- MOTION #25: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve to send a letter to Linda Christie, Barrister and Solicitor, informing her that 518 Ridge Road (privately named Great Oak Lane) is a private access road and owner does not want it disturbed.  
Carried.
- MOTION #26: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve to meet with Patrick Schindler, MBQ solicitor, on March 25, 2010 at 3:30 p.m. at his office in Toronto regarding a claim against the Federal Government for the clean-up of band lands.  
Carried.
- MOTION #27: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to sign the Comprehensive Funding Arrangement for 2010/2011 in the amount of \$7,067,639.  
Carried.
- MOTION #28: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve to meet with Judith Moses on April 8, 2010 at 10:00 a.m. regarding Red Cedars Shelter Review.  
Carried.
- MOTION #29: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council defer the Notice of Sale for the property in the Industrial Park that Mohawk Liquidators formerly operated from for further information.  
Carried.
- MOTION #30: Moved by Keith Sero, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council approve the Bank of Montreal to issue to Hydro One Networks an irrevocable letter of credit in the amount of \$29,974.00 to cover line deficiencies that manifest once Hydro One assumes the maintenance for the line in the Industrial Park. The letter of credit shall be in place for a two year period. M.C.R. #2009/10-137  
Carried.
- MOTION #31: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve a contract with Two Row Architects in an amount not to exceed \$251,905.52 for the Community Wellbeing Building.  
Carried.
- MOTION #32: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve Change Order #1 to G.D. Jewell Engineering Services contract to increase amount from \$123,735 to \$280,565 for the Community Wellbeing Building.  
Carried.
- MOTION #33: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve a contract with 360d Building Solutions to supply and install solar panels on the Business Centre in the amount not to exceed \$75,250.00.  
Carried.
- MOTION #34: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve the contract with The Elstree Group to review human resources matters in the amount of \$22,500.00.  
Carried.

MOTION #35: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this meeting go into private. (5:45 p.m.)

Carried.

Summary of Private Minutes:

- Approval of Private Minutes: March 1, 2010 Local Business, March 2, 2010, March 3, 2010, March 10, 2010 Local Business
- Approved Access to Territory Request for Community Business
- Approved four (4) mortgages totaling \$455,232.14
- Approved solicitor's advice

Recorded by:  
Bonnie Thompson

Brian Hamilton  
Chief Administrative Officer

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Chief R. Donald Maracle