

**TYENDINAGA MOHAWK COUNCIL MINUTES
MARCH 3, 2010**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, March 3, 2010 at 9:15 a.m. in the Council Chambers.

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

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

MOTION #1: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council approve to have Michelle Brant, Community Health Nurse-in-Charge, present the presentation regarding Lateral Violence/ Bullying in the Work Place to all of MBQ staff and ensure MBQ's policies are updated re: recent legislation.

Carried.

Douglas E. Maracle – negative vote

Council recessed for lunch at 11:55 p.m.

Council reconvened at 1:00 p.m.

Jason Neepin, Brandi Hildebrand, Sue Maracle and Tom Kring attended Council at 1.40 p.m. regarding the Canada Mortgage and Housing Corporation (CMHC) Expression of Interest for Section 95 Housing.

MOTION #2: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve to sign and submit the proposal to CMHC for the Expression of Interest for Section 95 Housing.

Carried.

MOTION #3: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve that all rental agreements for MBQ residential properties are to be signed by registered band members and a separate schedule completed identifying all persons ordinarily resident in the unit.

Carried.

MOTION #4: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Minutes of February 15, 2010 be accepted as read.

Carried.

Council acknowledged the following meetings:

- March 5, 9:30 a.m. – Association of Iroquois and Allied Indians re: Community Engagement
- March 9, 10, 2010 – Ontario First Nations Policing Association Meeting in Toronto
- March 10, 7:00 p.m. Tyendinaga Mohawk Council Local Business Meeting
- March 16, 9:30 a.m. – Community Wellbeing Building Project Team Meeting
- March 17, 9:00 a.m. Tyendinaga Mohawk Council Regular Meeting
- March 22, 7:00 p.m. Tyendinaga Mohawk Council Local Business Meeting
- March 24 & 25, 2010 – Prescription Drug Panel in Toronto
- March 25, 2010 – Health Meeting in Toronto
- March 29, 2010 – Chiefs Committee on Health in Toronto
- March 31, 9:00 a.m. Tyendinaga Mohawk Council Regular Meeting

- MOTION #5: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve the following meetings outside the Territory:
Chief Maracle: attending the Ontario First Nations Policing Agreement Meeting in Toronto on March 8-9; attending a Prescription Drug Panel Discussion in Toronto on March 24-25; attending the Chiefs Committee on Health Meeting in Toronto on March 29
Velma Hill-Dracup: attending a meeting on Health in Toronto on March 25
Carried.
- MOTION #6: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to schedule a meeting with Northumberland County Collection Service Inc. on March 16, 2010 at 1:00 p.m. to discuss next steps for outstanding loans with MBQ.
Carried.
- MOTION #7: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve to meet on March 15, 2010 at 10:00 a.m. with the Housing staff and Gayle Dorey from CMHC to discuss options for changing the Residential Rehabilitation Assistance Program to remain within the CMHC guidelines and suit the needs of both our community members and MBQ.
Carried.
- MOTION #8: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to meet on March 15, 2010 at 1:00 p.m. with the Housing staff to discuss options under the Conversion to Market Based Housing.
Carried.
- MOTION #9: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to meet on March 15, 2010 at 2:30 p.m. with John Hefford, Plant Manager, Ontario Power Generation regarding the process of transferring the "Lennox Parkland" property to the town of Napanee.
Carried.
- MOTION #10: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to reschedule the Tyendinaga Mohawk Council meeting from March 17 to March 16, 2010 at 1:00 p.m. due to a meeting conflict.
Carried.
- MOTION #11: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve to appoint Chief R. Donald Maracle as a delegate to attend a one day "Housing Think Tank" in Ottawa on March 17, 2010 being organized by the Institute on Governance for the Community Infrastructure Branch, Indian and Northern Affairs Canada.
Carried.
- MOTION #12: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to have staff draft an advertisement for the Mohawk Nation Telephone Directory.
Carried.
- MOTION #13: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that this Council acknowledge the CMHC amended Schedule "B" 2007-08 Section 95 Project Operating Agreement.
Carried.

- MOTION #14: Moved by Douglas E. Maracle, seconded by Keith Sero that this Council acknowledge the Indian and Northern Affairs Canada 2009-10 Comprehensive Funding Arrangement – Notice of Budget Adjustment #6 for the Band Employment Benefits Program in the amount of \$96,200.00.
Carried.
- MOTION #15: Moved by Roy C. Maracle, seconded by Keith Sero that this Council approve to request the Tsi Tyonnheht Onkwawenna Language Circle provide a breakdown of the revenues stated in the Financial Statements as at March 31, 2009.
Carried.
- MOTION #16: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve Michelle Brant, Community Health Nurse-in-Charge, to be an Aboriginal Ambassador with the Mission Committee for the Heart & Stroke Foundation for a two year term.
Carried.
- MOTION #17: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that this Council approve to contract with Healthtech Consultants to assist with the Client Management System Procurement Strategy in the amount of \$20,000.00. Four companies were invited to bid and only one submission was received.
Carried.
- MOTION #18: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle That the Mohawks of the Bay of Quinte Band Council requests or has requested from the Minister of Indian Affairs and Northern Development a Guarantee of repayment of a loan in the original amount of \$1,073,133.00.
Whereas the outstanding principal balance of this existing loan will be refinanced, for which loan, the Mohawks of the Bay of Quinte Band is a party to a Project Operating Agreement for the receipt of operating subsidies under Section 95 of the National Housing Act.
Whereas Project operating subsidies under Section 95 of the National Housing Act will be available to assist with the rental housing project's financial viability while the Band is in compliance with the Section 95 Project Operating Agreement.
Whereas The Band is responsible for the management of the project under the terms of the Section 95 Operating Agreement as long as the loan is in effect.
Whereas: Financing shall be as follows:
Existing Loan (where applicable)
Outstanding Principal Balance \$927,500.00
(approximately) Of Loan at Renewal
Whereas the loan is to be amortized over a period of 19 years & 11 months at an interest rate and term maturity to be determined by Canada Mortgage and Housing Corporation as lender, and pursuant to the provisions of the National Housing Act.
Therefore monthly payments on the loan will be the responsibility of the Band.
Therefore the rental housing project shall remain the property of the Band while the loan is in effect.
Therefore the Property insurance shall be provided as required under the terms and conditions of the project countersigned Offer to Lend for a loan under Section 15.1(1) of the National Housing Act.
Therefore be it Resolved the Minister of Indian Affairs and Northern Development is hereby authorized to direct the transfer of Band Revenues of the Band to the extent that such monies are or may become available, for the purpose of reimbursing Her majesty the Queen in right of Canada as represented by the Minister of Indian

Affairs and Northern Development for any payment made by her Majesty to Canada Mortgage and Housing Corporation as lender at any time in the future in respect of repayment of the loan requested by this resolution. Repayment of which we hereby request the Minister to guarantee. The authority conferred herein is irrevocable. M.C.R. #2009/10-135

Carried.

MOTION #19: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to sign the Loan Renewal Agreement with CMHC for Section 95, Phase 3.

Carried.

MOTION #20: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve to award the tender selection for the former Mrs. Herb's building to Pauline Maracle.

Carried.

MOTION #21: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve the Application for Business Registration for First Nations Reader Service, Dennis Brant – owner; type of business: Magazine Sales.

Carried.

MOTION #22: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve the following Applications for Business Registration: 1610617 Ontario Limited, Thomas J. Maracle – owner; type of business: General Contractor and Quality Asphalt Products, Thomas J. Maracle – owner; type of business: Asphalt Products.

Carried.

MOTION #23: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that this Council approve the following Applications for Business Registration Renewals: J.D. Development, Jim McMurter and Gregg Powless – owners; type of business: Consulting / Development; Build-All Contractors, Thomas J. Maracle – owner; type of business: General Contractor; Loyalist Asphalt, Thomas J. Maracle – owner; type of business: Asphalt Products; Eagle Orthopaedics, James E. Brant – owner; type of business: Manufacture of Prosthetics & Orthotics.

Carried.

MOTION #24: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that this Council approve to schedule a meeting with Judith Moses, Collective Wisdom, on March 16, 2010 at 2:00 p.m. to hear the Red Cedars review.

Carried.

MOTION #25: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to forward a request for a donation to the Dreamcatcher Fund.

Carried.

MOTION #26: Moved by Velma Hill-Dracup, seconded by Keith Sero that this Council approve the change order for the six-plex construction contract to allow work on Saturdays from 7:00 a.m. – 6:00 p.m., Sundays 10:00 a.m. – 4:00 p.m. and all statutory holidays will be reviewed on an individual basis until March 31, 2010.

Carried.

MOTION #27: Moved by Keith Sero, seconded by Velma Hill-Dracup that this Council approve to contract with First Nations Engineering Services to investigate alternative raw water intake locations for a new water treatment system.

Carried.

MOTION #28: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to obtain the Canadian Ramp Company to design the new skate park for an amount not to exceed \$32,310.00. Other tenders received were Newline Skate Parks Inc. in the amount of \$38,950.00 and Land INC/Spectrum in the amount of \$56,127.25.

Carried.

MOTION #29: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that this Council approve to schedule a meeting with James Cutfeet, A/Director of Education, Indian and Northern Affairs Canada on March 26, 2010 at 10:00 a.m.

Carried.

MOTION #30: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle to go into private. (4:25 p.m.)

Carried.

Summary of Private Minutes:

- Approved to file a claim against a member's estate for an outstanding debt
- Approval of Private Minutes: February 15, 2010
- Approved one (1) home renovation loan in the amount of \$37,889.54

Recorded by:
Shelley Bowden

Angela Maracle
Administrative Officer

Chief R. Donald Maracle