

**TYENDINAGA MOHAWK COUNCIL MINUTES
MARCH 22, 2016**

A meeting of the Tyendinaga Mohawk Council was held on Tuesday, March 22, 2016 at 8:30 a.m. in Ottawa due to TMC attending a meeting with the Federal and Provincial Government regarding the Culbertson Land Claim.

Present: Chief R. Donald Maracle
Councillors: Stacia L. Loft, Carl E. (Ted) Maracle and Debra A. Vincent
Douglas E. Maracle Absent due to attending an appointment
Staff: Dan Brant, CAO

MOTION #1: Moved by Debra A. Vincent, seconded by Stacia L. Loft that the Tyendinaga Mohawk Council Minutes of March 8, 2015 be accepted as corrected.

Carried.

MOTION #2: Moved by Carl E. (Ted) Maracle, seconded by Debra A. Vincent that the Tyendinaga Mohawk Council Special Minutes of March 14, 2016 accepted as corrected.

Carried.

MOTION #3: Moved by Carl E. (Ted) Maracle, seconded by Debra A. Vincent that the Tyendinaga Mohawk Council Special Minutes of March 18, 2016 accepted as corrected.

Carried.

MOTION #4: Moved by Debra A. Vincent, seconded by Stacia L. Loft to acknowledge the Kanhiote Tyendinaga Territory Public Library of March 1, 2016.

Carried.

Council confirmed the following scheduled meetings:

- March 23 & 24, 2016 – Chiefs of Ontario First Nations Water Working Meeting in Toronto
- March 29, 9:00 a.m. – Program & Budget Review
- April 4, 9:00 a.m. – Tyendinaga Mohawk Council Regular Business
- April 11, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- April 13 & 14, 2016 – Iroquois Caucus in Oneida
- April 18, 9:00 a.m. – Tyendinaga Mohawk Council Regular Business
- April 25, 7:00 p.m. – Tyendinaga Mohawk Council Local Business

MOTION #5: Moved by Debra A. Vincent, seconded by Stacia L. Loft to defer the Pierce Animal Control Ltd. Contract for more information.

Carried.

MOTION #6: Moved by Debra A. Vincent, seconded by Stacia L. Loft to defer the Repossession Agreement until April 4, 2016.

Carried.

MOTION #7: Moved by Carl E. (Ted) Maracle, seconded by Stacia L. Loft to request more information regarding a brewery.

Carried.

MOTION #8: Moved by Debra A. Vincent, seconded by Stacia L. Loft to get a briefing note on the property at Lot 34G-7 Concession A on the Bayshore Road.

Carried.

MOTION #9: Moved by Carl E. (Ted) Maracle, seconded by Debra A. Vincent to accept the lowest bid for insurance based on all comparisons have been completed
Carried.

MOTION #10: Moved by Debra A. Vincent, seconded by Stacia L. Loft to accept the CAO's report as presented and discussed dated March 22, 2016, the following: Loyalist Solar; Repossession Agreement; Brewery; Land Purchase; Eviction; Insurance.
Carried.

MOTION #11: Moved by Carl E. (Ted) Maracle, seconded by Stacia L. Loft that the following meetings occur outside of the Territory:
Chief: attending the AFN Forum Policing & Community Safety on March 30, 2016 in Regina.
Carried.

MOTION #12: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to pay the invoice #576628 from Blaney McMurtry in the amount of \$5,174.46 regarding the collection of the Maracle (Miracle) Judgement.
Carried.

MOTION #13: Moved by Stacia L. Loft, seconded by Debra A. Vincent to pay the invoice #4649 from Alan Pratt in the amount of \$1,462.20 and #4610 in the amount of \$5.60 regarding the Turton Penn Loss of Use.
Carried.

MOTION #14: Moved by Stacia L. Loft, seconded by Debra A. Vincent to pay the invoice #367314 from Hicks Morley in the amount of \$500.72 regarding HRTO Application and #367315 in the amount of \$3,312.00 regarding HR Issue.
Carried.

MOTION #15: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle the Amendment of the Catherine Irwin-Gibson contract in the amount of \$25,000.00 for the final stages of research and preparing the final report.
Carried.

MOTION #16: Moved by Stacia L. Loft, seconded by Carl E. (Ted) Maracle the New Business Registration for Fast Freddy's, Owner Robin Brant, type of business: Convenience / Gas.
Carried.

MOTION #17: Moved by Debra A. Vincent, seconded by Stacia L. Loft the Business Registration Renewals for Killamen Records, Owner Storm Brant; Quinte Trade Services, Owner John Lloyd; Simply Monkey'n Around, Owner Laura Wood; Sago Full Service Gas, L&M Enterprises, Owner Sharon Maracle; Maracle Chiropractic, Owner Jason Maracle Young.
Carried.

MOTION #18: Moved by Debra A. Vincent, seconded by Stacia L. Loft the following new vendors for Tax Exempt Tobacco allocation:

Owner	Business	Address	Wholesaler
Lorne & Ruby Loft 1640163901	Ruby's Fish & Chips	656 Norway's Road Deseronto,	Core-Mark 8030 Esquesing

		ON K0K 1X0	Line Milton, ON
Daniel Beyette 1640545701	Mr. Fry	11B Bayshore Road Deseronto, ON K0K 1X0	W.R. McRae 549 Montreal Street Kingston, ON
Josh & Isaac Maracle 1640249302/ 1640267403	Little Chiefs Convenience	583 York Road Shannonville, ON K0K 3A0	W.R. McRae 549 Montreal Street Kingston, ON
Isaiah Miracle 1640158605	Smoke N Country Store	5301A Old Hwy 2 Shannonville, ON K0K 3A0	Massey Wholesale 400 Carlalbert Street Massey, ON
John Akey 1640384601	The Gas Depot	1129B Lower Slash Road Deseronto, ON K0K 1X0	W.R. McRae 549 Montreal Street Kingston, ON
Tim Barnhart 1640228901	Legacy 2.0	5965 Old Hwy 2 Shannonville, ON K0K 3A0	W.R. McRae 549 Montreal Street Kingston, ON
Orval Wayne Brant 1640294401	Cubby's Chip Truck	24 Ferry Lane Deseronto, ON K0K 1X0	W.R. McRae 549 Montreal Street Kingston, ON
Deborah Maracle 1640134604	Deb's Gas Bar & Restaurant	5475 Old Hwy 2 Shannonville, ON K0K 3A0	Core-Mark 8030 Esquesing Line Milton, ON
Brian Brant 1640590201	Salmon River Enterprises	5363 Old Hwy 2, Shannonville, ON K0K 3A0	Core-Mark 8030 Esquesing Line Milton, ON
Peter Cook 1640403001	Riverside Smokin Variety	5702 Old Hwy 2 Shannonville, ON K0K 3A0	Core-Mark 8030 Esquesing Line Milton, ON
Christopher Bowden 1640406202	Elements of Nature	910 Ridge Road Deseronto, ON K0K 1X0	W.R. McRae 549 Montreal Street Kingston, ON

M.C.R. #2015/16-121.

Carried.

MOTION #19: Moved by Debra A. Vincent, seconded by Stacia L. Loft to decline signing the Ministry of Revenue Tobacco Retailer Agreement as recommended.

Carried.

MOTION #20: Moved by Debra A. Vincent, seconded by Stacia L. Loft to approve the following Tobacco Allocations as recommended:

Business Name	Owner
49 Quik Stop	Robin Brant
Arnie's Appliance and Variety	Arnold Sager

Arnie's Frozen Foods	Arnold Sager
Bayview Variety	Helen Brant
Coffee Shop	Lorne Loft
First Nation Petroleum	Deborah Maracle
Five Nations	Jason Maracle
Flint & Feather	Andrew Clifford Maracle Jr.
Free Flow	Robin Brant
Gas N Go	John Brant
The Smoke Depot	John Akey
L & M Enterprises	Sharon Maracle
Legacy	Tim Barnhart
M & L Distributors	Randy Scero
McMurter Home Centre	Jim McMurter
Millside Ceramics	Marleen Murphy
Miracle Mart	Andrew Clifford Maracle Jr.
Mohawk Duty Free	Terry Maracle
Mohawk One	John Baptiste
Mohawk Tobacco Outlet	Matthew Brant
Mohawk Trading	Robert Greenwood
Nation 2 Nation	Kevin Brant
Native Renaissance II	Thomas B. Maracle
Onkwehonwe Neha Enterprises	John Baptiste
Rez Boyz	James Bowden
Rez Cresting	Kirk Brant
Riverside Variety	Peter Cook
Roxanne's Place	Roxanne Lewis
Sago Full Service Gas & Variety	Sharon Maracle
Salmon River Enterprises	Brian Brant
Sam's Lil Variety	Sam Martin
Smokin' Coffee Xpress	Brian Brant
Smokin Joe's	Andrew C. Maracle III
Smokin Pit Stop	Lisa Maracle-Sexsmith
Smokin Speedway	Virginia Maracle
Soaring Eagle Variety	Tonya Maracle
Speedway Gas	Virginia/Andy/Lisa
The Sacred Circle	Charlene Maracle
The Variety Store	Russell Loft
Two Toes Variety	Howard Brant
Village Variety	Trevor Lewis
Ward Auto & Sales	Phil Maracle
Work Gear	Trevor Lewis
Martin's Beads & Craft Supplies	Lisa Martin
Ruby's Fish & Chips	Lorne & Ruby Loft
Mr. Fry	Daniel Beyette
Little Chiefs Convenience	Josh/Isaac Maracle
Smoke N Country Store	Isaiah Miracle
The Gas Depot	John Akey
Elements of Nature	Chris Bowden
Cubby's Chip Truck	Orval Brant
Legacy 2.0	Tim Barnhart

Carried.

MOTION #21: Moved by Stacia L. Loft, seconded by Carl E. (Ted) Maracle that **WHEREAS** the Turton Penn Lease was entered into by the Crown and Turton Penn in 1835 without the consent of the Mohawks of the Bay of Quinte (MBQ), and without a surrender for lease by the Mohawks of the Bay of Quinte;

Disclaimer: Comments of individual members may not necessarily reflect the opinion of the whole Council.

AND WHEREAS by purporting to enter into and failing to terminate the Turton Penn Lease the Crown has breached its fiduciary and treaty obligations to the MBQ;

AND WHEREAS the Crown in right of Canada is in law responsible for the breaches of the fiduciary and treaty obligations of the Crown to MBQ relating to the Turton Penn Lease;

AND WHEREAS the MBQ have prepared a Statement of Claim asserting a specific claim against the Crown in right of Canada within the meaning of Canada’s Specific Claims Policy and the Specific Claims Tribunal Act;

THEREFORE BE IT RESOLVED that the Tyendinaga Mohawk Council approve to submit the Turton Penn Loss of Use Claim to Minister Carolyn Bennett and the Specific Claims Branch of the Department of Indigenous and Northern Affairs.
M.C.R. #2015/16-122.

Carried.

MOTION #22: Moved by Stacia L. Loft, seconded by Debra A. Vincent to give notice to the Registrar of the acceptance of:

Name: Mary Louise Trudeau

Date of Birth: April 21, 1948

Registry No. : 1750623701

Band: Wikwemikong

into the membership of the Mohawks of the Bay of Quinte Band and to request that department records be amended to reflect her/his addition to our Registry group. M.C.R. #2015/16-123.

Carried.

MOTION #23: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to sign the Aboriginal Affairs and Northern Development Canada Agreement No: 1112-04-000037 Amendment No: 0013 in the amount of \$242,829.00.

Carried.

MOTION #24: Moved by Carl E. (Ted) Maracle, seconded by Stacia L. Loft to go in private. (12:52 p.m.)

Carried.

Recorded by:
Shelley Bowden

Dan Brant
Chief Administrative Officer

Chief R. Donald Maracle