

**TYENDINAGA MOHAWK COUNCIL MINUTES
OCTOBER 22, 2014**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, October 22, 2014 at 8:00 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Douglas E. Maracle, Sandra J. Lewis-den Otter and Barry Brant
Carl E. (Ted) Maracle arrived at
Staff: Dan Brant, CAO and Angela Maracle, Senior Director of Operations

Chief Maracle opened the meeting with a Prayer.

MOTION #1: Moved by Barry Brant, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Minutes of October 2, 2014 be as read.

Carried.

MOTION #2: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that the Tyendinaga Mohawk Council acknowledge the Kanhiote Public Library Minutes dated October 7, 2014.

Carried.

Council confirmed the following scheduled meetings:

- October 29, 7:00 p.m. – Tyendinaga Mohawk Council Local Business

MOTION #3: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the following meetings outside the territory:
Chief: attending an ALFDC meeting on October 22, 2014 in Ottawa.

Carried.

MOTION #4: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the following Council Meetings for November 2014:
Regular: November 6 & 19 at 9:00 a.m.
Local Business: November 12 & 27 at 7:00 p.m.

Carried.

MOTION #5: Moved by Douglas E. Maracle, seconded by Barry Brant that Council acknowledge the letter from the Ministry of Community Safety and Correctional Services regarding Nishnawbe Aski Police Service.

Carried.

MOTION #6: Moved by Barry Brant, seconded by Douglas E. Maracle that Council acknowledge the letter from the Ontario First Nations Limited Partnership regarding the Rama Formula Share Arbitration and Appeal.

Carried.

MOTION #7: Moved by Barry Brant, seconded by Sandra J. Lewis-den Otter that Council approve the 2014-2015 Aboriginal Affairs and Northern Development Amendment #5 reporting Changes and Notice of Budget Adjustment #1 for Lands Management Capacity in the amount of \$81,531.00.

Carried.

MOTION #8: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council approve the 2014-2015 Aboriginal Affairs and Northern Development Amendment #2 Student Transportation funding increase in the amount of \$12,753.00.

Carried.

Councillor Carl E. (Ted) Maracle arrived at 9:35 a.m.

Police Chief Ron Maracle attended regarding the O.P.P. Aboriginal Policing Bureau – New Quarterly Reporting.

- MOTION #9: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council approve a response be drafted regarding the O.P.P. Policing Bureau – New Quarterly Reporting. Carried.
- MOTION #10: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve payment of the invoice from Templeman, Menninga #52415 in the amount of \$2,770.90 re: General Matters. Carried.
- MOTION #11: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve payment of the invoices from Blaney McMurtry #536928 in the amount of \$2,053.99 re: Collection of Andrew Clifford Maracle Judgment and #538150 in the amount of \$110.32 re: Andrew Clifford Maracle. Carried.
- MOTION #12: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council approve payment of the invoice from Hicks Morley #319250 in the amount of \$1,106.50 re: Employment Issues. Carried.
- MOTION #13: Moved by Barry Brant, seconded by Douglas E. Maracle that Council payment of the invoice from Alan Pratt #4242 in the amount of \$497.20 re: Turton Penn loss of Use Claim. Carried.
- MOTION #14: Moved by Carl E. (Ted) Maracle, seconded by Barry Brant that Council approve the Bank of Montreal Loan for the New Administration Building. Carried.
- MOTION #15: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve sending a letter to the Minister of Indian Affairs regarding membership transfer by Court Order. Carried.
- MOTION #16: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the New Business Registration for Elemental Transformation, Owner Betty Carr-Braint, Type of Business: Consulting/Counselling. Carried.
- MOTION #17: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve Business Registration Renewal for M&L Distributors, Telegraph Narrows Bait & Tackle, Owner for both Randy Scero; Native Renaissance II, Owner Thomas B. Maracle; Salmon River Enterprise, Owner Philip Maracle; The Variety Store, Owner Russell Loft; Mohawk Auto Body & Two Toes Variety, Owner for both Howard & Nancy Brant; Arnie's Frozen Foods, Arnie's Appliance & Variety, Arnold Sager Pallets, Owner Arnie Sager; Bowden Contracting, Owner Ron Bowden. Carried.
- MOTION #18: Moved by Barry Brant, seconded by Carl E. (Ted) Maracle that Council approve the Land Transfer from Sandra Elaine Green to Chelsey Lynn Green the whole of Lot 14C-2 and 14G-1, Concession 2, as shown on Plan No. RSO 3650. Carried.

- MOTION #19: Moved by Carl E. (Ted) Maracle, seconded by Barry Brant that Council approve the Land Transfer from Thomas Joseph Maracle and Lisa Noreen Maracle to Kristen Sara Loft, the whole of Lot
Carried.
- MOTION #20: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Land Transfer from Donna Joy Ritchie to Donna Joy Ritchie, Tammy Joy Ritchie, Elaina Marie Winslow-Hansen and Hayley Joy Winslow-Hansen, 1/5 interest in Parcel C, Lot 15, Concession 2 as shown on Plan No. CLSR 4488.
Carried.
- MOTION #21: Moved by Barry Brant, seconded by Sandra J. Lewis-den Otter that Council approve the Land Transfer from Donna Joy Ritchie to Donna Joy Ritchie, Tammy Joy Ritchie, Elaina Marie Winslow-Hansen and Hayley Joy Winslow-Hansen, 1/7 interest in Lot 13F, 13J, and 13K, Concession A as shown on Plan No. RSO 2987.
Carried.
- MOTION #22: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council approve scheduling a meeting with Staff to discuss Surrender 24 on October 27, 2014 at 2:00 p.m.
Carried.
- MOTION #23: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council decline the request from the Ministry of the Attorney General to forward the Band Electoral list for the Ministry's use for Jury Selection.
Carried.
- MOTION #24: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve that Council approve a letter to Steve Sands giving permission to hunt or fish in MBQ harvesting area.
Carried.
- MOTION #25: Moved by Barry Brant, seconded by Sandra J. Lewis-den Otter that Council approve that Council approve a letter to Frankie Dick giving permission to hunt or fish in MBQ harvesting area.
Carried.
- MOTION #26: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve a letter to Stephen Green confirming he is a hunter from our community who hunts for sustenance purposes.
Carried.
- Ernie Daniels, CEO and President, First Nations Finance Authority attended Council to give details of financing with First Nations Finance Authority and Cherie Brant, Dickinson Wright, Legal Counsel attended to discuss the Ernestown Wind Power Project.
- MOTION #27: Moved by Barry Brant, seconded by that Council approve to invest
No Seconder
- MOTION #28: Moved by Carl E. (Ted) Maracle, seconded by Barry Brant that Council approve to invest in 40% of the Ernestown Wind Power Project financing from First Nations Finance Authority.
Carried.
Douglas E. Maracle – Negative Vote
- MOTION #29: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council approve awarding the contract to Build All Contractors for the Norways Road Culvert Replacement in the

amount of \$168,252.00. Other tenders received from Don Hart - \$176,717.00 and Norenco Contracting Ltd. - \$217,342.72.

Carried.

MOTION #30: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve awarding the contract to the Garage Door Company for a Fire Rated Roll up door and installation in the amount of \$3,750.00 and PRC Custom Metal Fabrication and Services for the Fire Rated Countertop in the amount of \$2,018.00 at the Community Centre.

Carried.

MOTION #31: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve awarding the contract to Hughson Fencing to complete steel guide rail installation at various locations throughout the Territory in the amount of \$98,049.00.

Carried.

MOTION #32: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve approve a partnership with the Toronto Zoo/Turtle Island Conservation to provide services to assist in the conservation and protection of wildlife.

Carried.

MOTION #33: Moved by Barry Brant, seconded by Douglas E. Maracle that **Whereas**, the MBQ received three eligible bids for the proposed MBQ water treatment plant and distribution system tender that closed on June 25, 2014 at 4:00PM; and

Whereas, the lowest tender received was submitted by Peak Engineering and Construction Ltd. in the amount of \$25,205,950; and

Whereas, it is understood that AANDC and MBQ are committed to pursuing potential cost saving measures in an effort to reduce capital costs based upon the value engineering study options and input from the successful contractor; and

Whereas, any potential cost saving measure to be implemented must demonstrate reducing costs without compromising the integrity of the project or jeopardize regulatory approval and is subject to approval by the whole project team

Therefore be it resolved, Tyendinaga Mohawk Council hereby agrees to award the MBQ water treatment plant and distribution project to Peak Engineering and Construction Ltd at an upset limit of \$25,205,950. M.C.R. #2014/15-067.

Carried.

MOTION #34: Moved by Douglas E. Maracle, seconded by Sandra J. Lewis-den Otter that Council approve appointing Mike Brant as the Hastings & Prince Edward District School Board Trustee from December 2014 to November 2018. M.C.R. #2014/15-068.

Carried.

MOTION #35: Moved by Sandra J. Lewis-den Otter, seconded by Barry Brant to go in private. (3:35 p.m.)

Carried.

Summary of Private Minutes:

- Approved the Private Minutes: October 2, 2014; October 8, 2014 Local Business
- Approved (4) four Bank of Montreal Loan Guarantees in the amount of \$735,000.00

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

Recorded by:
Shelley Bowden

Dan Brant
CAO

Chief R. Donald Maracle