

**TYENDINAGA MOHAWK COUNCIL MINUTES
SEPTEMBER 23, 2015**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, September 23, 2015 at 9:00 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Barry Brant, Carl E. (Ted) Maracle and
Douglas E. Maracle
Staff: Dan Brant, CAO

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 September 9, 2015 be accepted as read. Carried.

MOTION #2: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve in principal Pathfinders submitting a proposal for a FIT 4 solar project. Carried.

MOTION #3: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle that Council approve to award the contract to 2086370 Ontario Inc. clean up the interior and install a gable steel roof of the Bus Barn Hanger in the amount of \$283,200.00 and submit the rehabilitation of the Bus Barn Hanger on the Capital Projects to be completed in 2016. Carried.

MOTION #4: Moved by Douglas E. Maracle, seconded by Carl E. (Ted) Maracle that Council approve scheduling a meeting with the Regional Director General to address outstanding issues. Carried.

Council confirmed the following scheduled meetings:

- September 30, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- October 14 & 15, 2015 – Ontario Chiefs Committee on Health in Toronto
- October 21 & 22, 2015 – AIAI Chiefs Council Strategic Planning in Windsor

MOTION #5: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the following meetings outside the Territory: Chief: attending the OFNPA Meeting on October 6, 2015 in Toronto; attending the AIAI Chiefs Council Strategic Planning on October 21 & 22, 2015 in Windsor; Carried.

MOTION #6: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the following Council Meetings for October 2015:
Regular: October 7 & 21 at 9:00 a.m.
Local Business: October 14 & 28 at 7:00 p.m. Carried.

MOTION #7: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve that WHEREAS John Christopher Hill (the “Applicant”) intends to submit an application (the “Application”) to the Independent Electricity Operator for a contract pursuant to the IESO’s FIT Program in respect of a proposed 80kw Roof Mount Solar PV Facility (the “Project”) and

WHEREAS the applicant desires to develop the Project on First Nation Lands, as such First Nation Lands are defined the FIT Rules and

WHEREAS pursuant to the FIT Rules, Applications whose Projects receive the formal support of Aboriginal communities in the form of a support resolution (an "Aboriginal Support Resolution (First Nation Community)") will be awarded priority points for the purpose of ranking the Application in relation to other applications for a contract under the FIT program; and

WHEREAS the Applicant seeks this Aboriginal Support Resolution (First Nation Community) to demonstrate that the Mohawks of the Bay of Quinte supports the Application and the Project;

THEREFORE BE IT RESOLVED, the Mohawks of the Bay of Quinte supports the Application and the Project solely for the purpose of receiving Priority Points for the purpose of ranking the Application in relation to other applications for a contract under the FIT Program;

THEREFORE BE IT FURTHER RESOLVED, passing of this resolution does not, shall not, have any bearing whatsoever on any Aboriginal or treaty rights or interests, whether constitutionally recognized or otherwise, including the Crown's duty to consult, and for greater certainty cannot restrict, limit, extinguish or adversely affect any such right or interest. M.C.R. #2015/16-060

Carried.

MOTION #8: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve payment of the invoice #563041 from Blaney McMurtry in the amount of \$7,190.36 regarding Collection of Maracle Judgement.
Carried.

MOTION #9: Moved by Douglas E. Maracle, seconded by Carl E. (Ted) Maracle that Council approve payment of the invoice #59411 from Templeman Menninga in the amount of \$635.00 regarding General Matters.
Carried.

MOTION #10: Moved by Barry Brant, seconded by Carl E. (Ted) Maracle that Council approve signing the Ministry of Aboriginal Affairs New Relationship Fund Agreement for Core Consultation Capacity.
Carried.

MOTION #11: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the Land Transfer from Sarah Willamena Brant to Donna Maurrie Crouse, Carol Lynn Laveque, Carol Anne Ethel Potts and Delores Yvonne Maracle-Whalen, the whole of Lot 31F-6, Concession A, as shown on Plan No. CLSR 101799.
Carried.

MOTION #12: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the Land Transfer from Ruth Alice White to Stacia Louise Loft, the whole of Lot 9-2 in Part of Lot 33, Concession A, as shown on Plan No. CLSR 62997.
Carried.

MOTION #13: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Land Transfer from Christopher Al Shannon Maracle to Brittany Leigh Maracle-Munder, the whole of Lot 28F-1-1, Concession 2, as shown on Plan No. CLSR 104378.

Carried.

MOTION #14: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the following Tobacco Allocations as recommended:

Business Name	Owner
49 Quick 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
J's Concrete Stamping (Discount Smokes)	John Akey
L & M Enterprises	Sharon Maracle
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 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	Brian Brant
Roxanne's Place	Roxanne Lewis
Sago Full Service Gas & Variety	Sharon Maracle
Salmon River Enterprises	Phil Maracle
Sam's Lil Variety	Sam Martin
Smokin' Coffee Express	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's Auto Sales	Phil Maracle
Work Gear	Trevor Lewis
Mohawk Tobacco Outlet	Matthew Brant
Legacy	Tim Barnhart

Carried.

MOTION #15: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve scheduling a meeting with XCG on September 30, 2015 at 1:00 p.m. to discuss the Darlington Licence Renewal.

Carried.

- MOTION #16: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve payment of the invoice #11266 from Champ & Associates in the amount of \$4,814.96 and #11169 in the amount of \$1,310.19 regarding HR Complaint 3 Large Bands. And payment to the Receiver General in the amount of \$4,850.10 for costs awards from the Federal Court and Federal Court of Appeal due to loss at the Supreme Court of Canada.
- Carried.
- MOTION #17: Moved by, seconded by that Council approve to forward the request for funding from Dorothy Green for Mid-Wifery Program to Thomas Krasnuik, Director of Community Wellbeing for review.
- Carried.
- MOTION #18: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle that Council approve signing the Association of Iroquois and Allied Indians letter of Agreement for the First Nation Student Nutrition Program 2015-2016.
- Carried.
- MOTION #19: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve that Whereas, the York Road has critical deficiencies due to its age and has incurred extensive deterioration of the traveled portion and shoulder; and
- Whereas, the Mohawks of the Bay of Quinte are eligible for funding under the Small Communities Fund to rehabilitate the York Road from the Hwy 2 Intersection to Norway's Road Intersection, and from Wyamn's Rd Intersection to Hwy 49 Intersection; and
- Whereas, the Sucker Creek Bridge and Mud Creek Bridge require repairs to address both current and future health and safety issues
- Whereas, the total estimated amount required to rehabilitate the two sections on York Road and two bridges including contingency, contract administration and engineering fees totals \$3,068,469.
- Therefore be it resolved that the Tyendinaga Mohawk Council agrees to support the application to the Small Communities Fund for the rehabilitation of York Rd in the amount of \$3,068,469 with MBQ contributing \$1,022,823. M.C.R. #2015/16-061
- Carried.
- MOTION #20: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Land Transfer from Thomas Bruce Maracle and Allison Marjorie Maracle to Gussie Jr. Leween and Leon Gussie Alexander III Leween the whole of Lot 30F-5, Concession 2 as shown on Plan No. 5236R.
- Carried.
- MOTION #21: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the revisions to the Eska O Kona Daycare Centre Policy for the school age program eligibility from 10 years of age to 12 years of age.
- Carried.
- MOTION #22: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve to waive the Community Centre rental fees for the Tahatikonhsotontie Head Start Program to host the Orange Shirt Day – Residential Schools Awareness.
- Carried.

MOTION #23: Moved by Douglas E. Maracle, seconded by Barry Brant to go in private. (2:05 p.m.)

Carried.

Summary of Private Minutes:

- Approved the Private Minutes: August 31, 2015, Special; September 9, 2015

Recorded by:
Shelley Bowden

Dan Brant
Chief Administrative Officer

Chief R. Donald Maracle