

**TYENDINAGA MOHAWK COUNCIL MINUTES
JANUARY 19, 2011**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, January 19, 2011 at 9:15 a.m. in the Council Chambers.

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

MOTION #1: Moved by Douglas E. Maracle, seconded by Keith A. Sero that the Tyendinaga Mohawk Council Special Minutes of January 12, 2011 be accepted as corrected.

Carried.

Council confirmed the following scheduled meetings:

- January 21, 2:30 p.m. – Children's Aid Society
- January 24, 10:00 a.m. – Greg Geddes, Directors and Managers
- January 26, 10:00 a.m. – Greg Geddes and All Staff
- January 25, 2010 – Indian and Northern Affairs Canada (INAC) in Brantford
- January 26, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- February 2 & 3, 2010 – Iroquois Caucus in Tyendinaga
- February 7 & 8, 2010 – Interview Panel for the INAC Superintendent of Education in Brantford

MOTION #2: Moved by Keith A. Sero, seconded by Roy C. Maracle that Council approve the following meetings outside the territory:
Chief: attending meeting with Patrick Macklem on January 20, 2011 in Toronto; attending Chiefs Committee on Health on January 31, 2011 in Toronto
Keith: attending meeting at Queen's University on February 8 & 9, 2011 in Kingston

Carried.

MOTION #3: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve the following Council Meetings for February 2011:
Regular: February 4 and 16 at 9:00 a.m.
Local Business: February 9 and 23 at 7:00 p.m.

Carried.

MOTION #4: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council acknowledge the date change for the Association of Iroquois and Allied Indians Annual General Assembly from June 1, 2 & 3, 2011 to June 8, 9 & 10, 2011.

Carried.

MOTION #5: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council acknowledge the report of approved projects from the Tyendinaga Community Development Fund from 2006 to 2010.

Carried.

MOTION #6: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve scheduling a meeting on January 28, 2011 at 9:00 a.m. with David Remington, Ministry of Community and Social Services, regarding Ontario Works Funding.

Carried.

MOTION #7: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve rescheduling a meeting on February 15, 2011 at 9:30 a.m. with Joanne Wilkinson, Indian and Northern Affairs Canada Ontario Regional Director General, re: various issues.

Carried.

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

- MOTION #8: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve extending the contract for flow through funding with the Iroquois Caucus until March 31, 2011. Carried.
- MOTION #9: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve appointing Shelley Bowden, Charles Maracle and Bonnie Thompson to act as Commissioners for Taking Affidavits for the Mohawks of the Bay of Quinte following Phyllis Green's retirement. Carried.
- MOTION #10: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council formally approve of sending a letter to Pat Tretina, Ministry of Children and Youth Services, requesting a change to the license for the Before & After School Program to accommodate children up to the age of 12. A telephone canvas was completed on January 10, 2011. Also acknowledge the response that the license has been changed. Carried.
- MOTION #11: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve amending the Mohawks of the Bay of Quinte Personnel Policy so Quinte Mohawk School staff are provided with 15 sick day credits to be utilized during the time that school is in session, September to June, effective September 2010. Carried.
- MOTION #12: Moved by Douglas E. Maracle, seconded by Keith A. Sero that the Tyendinaga Mohawk Council approve the following staff as signing authorities to the bank accounts located at the Bank of Montreal – Brian Hamilton, Angela Maracle, Bev Hill and Chief R. Donald Maracle. Phyllis Green is to be removed effective January 19, 2011. M.C.R. #2010/11-098 Carried.
- MOTION #13: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council defer payment of invoice #209764 from Hicks Morley in the amount of \$10,122.62 re: Injunction for Police Building for clarification on the costs as the upset limit was \$40,000. Carried.
- MOTION #14: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve payment of Alan Pratt's invoice #3562 in the amount of \$3,533.08 for Culbertson Tract Land Claim and #3563 in the amount of \$1,756.22 for General Matters. Carried.
- MOTION #15: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve payment of invoice #48562 from Wilkinson & Company in the amount of \$25,000.00 re: Audit Services. Carried.
- MOTION #16: Moved by Keith A. Sero, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council approve transferring \$40,000.00 from the Casino Rama Investments to the Investment Account for Business Loan Guarantees Program. M.C.R. #2010/11-099 Carried.
- MOTION #17: Moved by Keith A. Sero, seconded by Roy C. Maracle that Council approve scheduling a meeting with Dale Triol, Bank of Montreal, regarding the Mohawks of the Bay of Quinte investments. Carried.

MOTION #18: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve the revised rental lease with Pauline Maracle for Tota Maz; property located at Lot 24C-1 Concession A.
Carried.

MOTION #19: Moved by Roy C. Maracle, seconded by Keith A. Sero that Council defer the rental lease for the Aboriginal Labour Force Development Canada for discussion with Steve Williams.
Carried.

MOTION #20: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve the Business Registration for The Variety Store, owner Russell Loft, type of business – convenience.
Carried.

MOTION #21: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve leasing the house located at 1145 York Road to KWE Radio Station and it is not to be used as a residence. The KWE Radio Committee is responsible for the repairs and all applicable utility expenses.
Carried.
Roy C. Maracle negative vote should not use Community assets free of charge for businesses.

MOTION #22: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve supporting the application for additional funding from Health Canada in the amount of \$7,500.00 for Community Based Water Sampling Programs.
Carried.

MOTION #23: Moved by Keith A. Sero, seconded by Roy C. Maracle
WHEREAS the federal and provincial governments are providing a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund, Building Canada Fund – Communities Top-Up, the Recreational Infrastructure Canada/Ontario Recreation Program, and the Knowledge Infrastructure Program from March 31, 2011 to October 31, 2011;
AND WHEREAS all funding from the Government of Canada and Ontario will cease after October 31, 2011;
AND WHEREAS the Mohawks of the Bay of Quinte has asked the provincial government for an extension to federal and provincial funding to October 31, 2011 for the following projects:

Program	Project number	Project title	Total eligible cost
RInC	R2424	Upgrades to Karonhyak'tate Sports Complex Lacrosse Field, Playground, Canteen and Storage Shed	\$963,225
RInC	R2425	Upgrades to Karonhyak'tate Sports Complex Skateboarding Park	\$488,750

AND WHEREAS the Tyendinaga Mohawk Council attests that it will continue to contribute its share of the required funding for the aforementioned projects;

AND BE IT RESOLVED THAT actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects must be and will be submitted no later than April 30, 2011;

AND BE IT FURTHER RESOLVED THAT Tyendinaga Mohawk Council will ensure that the project will be completed. M.C.R. #2010/11-100

Carried.

MOTION #24: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve the Land Transfer from Roger Ward Brant and Delores Jean Brant to Ronald Joseph Brant the whole of Lot 12C-1-1, Concession 2, as shown on Plan No. 97027.

Carried.

MOTION #25: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve signing the contract with Christine Claus for the period of January 17 to April 29, 2011 to complete the 2010-2011 Annual Report in an amount not to exceed \$37,000.00.

Carried.

Roy C. Maracle – Negative vote due to the cost, should have been tendered versus invited tender and feels staff could have completed the report.

MOTION #26: Moved by Roy C. Maracle, seconded by Keith A. Sero that Council approve the Mohawks of the Bay of Quinte participating in the survey on Shoreline Wells Safe Drinking Water Project being conducted by Hastings & Prince Edward Health Unit and notify the community.

Carried.

MOTION #27: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council acknowledge the summary of explanation for the surplus being returned to Health Canada in the amount of \$96,250.03.

Carried.

MOTION #28: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve the Request for Proposal being distributed for the Mohawks of the Bay of Quinte Community Information System Database.

Carried.

MOTION #29: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Mohawks of the Bay of Quinte is requesting to establish a direct funding relationship with the Ministry of Health and Long-Term Care for fiscal year 2011/2012 starting April 1, 2011 to receive funding in the amount of \$221,782 to provide diabetes education and management services to community members through the Ontario Diabetes Strategy. M.C.R. #2010/11-101

Carried.

MOTION #30: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council acknowledge the letter from Minister Jim Bradley, Ministry of Community Safety and Correctional Services, regarding that the Province of Ontario is prepared to reimburse the Mohawks of the Bay of Quinte 48% of \$409,975.67 and approve to retain Steven Gleave, lawyer, to draft a response further addressing the delay costs.

Carried.

- MOTION #31: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve signing the letter to Rose John, Sr. Funding Services Officer, Indian and Northern Affairs Canada, regarding the request for prior year deficit recovery up to 2009-2010 for the Quinte Mohawk School – Operation and Maintenance. Carried.
- MOTION #32: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve signing the Letter of Agreement between the Mohawks of the Bay of Quinte and Mississaugas of New Credit First Nation regarding transfer of \$53,452 for February and March 2011 living allowance for MBQ Post-Secondary students that New Credit was handling. Carried.
- MOTION #33: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve posting the Human Resource Manager position. Carried.
- MOTION #34: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve the quote from Hughson Fencing & Guiderail in the amount of \$126,000 to complete the guiderails along the York Road. Carried.
- MOTION #35: Moved by Keith A. Sero, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council hereby approve the petition for Subsidy on Road Improvements Under the Provisions of the Public Transportation and Highway Improvement Act on Expenditures made during the Year 2010 in the total of \$398,786.36. M.C.R. #2010/11-102 Carried.
- MOTION #36: Moved by Keith A. Sero, seconded by Douglas E. Maracle to go in private. (12:37 p.m.) Carried.

Summary of Private Minutes:

- Approved revision to November 19, 2010 Private Minutes
- Approved outstanding arrears issue
- Acknowledged a Human Resources issue

Recorded by:
Shelley Bowden

Brian Hamilton
Chief Administrative Officer

Chief R. Donald Maracle