

**TYENDINAGA MOHAWK COUNCIL MINUTES  
JULY 20, 2011**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, July 20, 2011 at 11:00 a.m. in the Council Chambers.

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

Chief Maracle opened with a prayer in Mohawk.

- MOTION #1: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of April 15, 2011 be accepted. Carried.
- MOTION #2: Moved by Velma Hill-Dracup, seconded by Keith A. Sero that the Tyendinaga Mohawk Council Minutes of May 4, 2011 be accepted. Carried.
- MOTION #3: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council Special Minutes of May 26, 2011 be accepted. Carried.
- MOTION #4: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Special Minutes of May 31, 2011 be accepted. Carried.
- MOTION #5: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Minutes of June 2, 2011 be accepted. Carried.
- MOTION #6: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Minutes of June 22, 2011 be accepted. Carried.
- MOTION #7: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of June 28, 2011 be accepted. Carried.  
Keith A. Sero – Negative Vote.
- MOTION #8: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Special Minutes of June 30, 2011 be accepted. Carried.
- MOTION #9: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Minutes of July 6, 2011 be accepted. Carried.
- MOTION #10: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Special Minutes of July 8, 2011 be deferred for clarification on the master electrician requirements for an Electrical Safety Authority inspections. Carried.

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

MOTION #11: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council acknowledge the Kanhiote Public Library Minutes dated June 7, 2011.

Carried.

MOTION #12: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council acknowledge the Tyendinaga Education Committee Minutes dated February 16, 2011.

Carried.

MOTION #13: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council acknowledge the Tyendinaga Education Committee Minutes dated April 20, 2011.

Carried.

MOTION #14: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that the Tyendinaga Mohawk Council acknowledge the Tyendinaga Education Committee Minutes dated May 4, 2011.

Carried.

MOTION #15: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve of contracting with the Elstree Group for Human Resources Management Advisory Services in an amount not to exceed \$29,250.00.

Carried.

Council confirmed the following scheduled meetings:

- July 27, 7:00 p.m. – Tyendinaga Mohawk Council Local Business Meeting
- August 9, 10:00 a.m. - Celebrate the Rehabilitation of the Bayshore Road

MOTION #16: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve the following meetings outside the territory:  
Chief: attending meeting with Alex Blasko, regarding the BREC issue update; attending a meeting with David Souliere, regarding the water treatment plant and attending a meeting with Patrick Macklem dates to be determined regarding Human Resources Complaint for he 4 large Bands;

Carried.

MOTION #17: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve the following Council Meetings for August 2011:  
Regular: August 3 and 17 at 9:00 a.m.  
Local Business: August 10 and 24 at 7:00 p.m.

Carried.

MOTION #18: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council request Measurement Canada submit dates of availability the first week of August regarding regulations on gas stations on the Territory.

Carried.

MOTION #19: Moved by Keith A. Sero, seconded by Velma Hill-Dracup that Council approve scheduling a meeting with the Ministry of Motor Vehicle and Tobacco Tax Branch regarding gas sales on the Tyendinaga Mohawk Territory.

Carried.

MOTION #20: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that this Council approve rescheduling a meeting with Barry Brant on July 26, 2011 at 10:00 a.m. regarding the presentation of the draft Tobacco Quota Distribution Policy.

Carried.

- MOTION #21: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve rescheduling a meeting with Jackie Brant on August 10, 2011 at 10:00 a.m. regarding the Dog Catcher. Carried.
- MOTION #22: Moved by Velma Hill-Dracup, seconded by Roy C. Maracle that Council approve that the MBQ Rental Policy be amended to state that all applicants are required to submit a CPIC. Carried.
- MOTION #23: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council defer the TMT Triple Play's permanent location until the project is close to completion. Carried.
- MOTION #24: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve the Quinte Mohawk School Employee Agreements for 2011-2012. Carried.
- MOTION #25: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve the utilization of the 2008 OLG Revenue Sharing Agreement formally known as the Casino Rama Funds for Post Secondary Education in the amount of \$124,600.00 for the applicants registered as status members under the provisions of Bill C-3 as of September 2011. Carried.
- MOTION #26: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve payment of Alan Pratt invoice #3629 in the amount of \$8,379.28 regarding the Culbertson Tract Land Claim. Carried.
- MOTION #27: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that Council approve payment of Blaney McMurtry invoice dated December 31, 2010 in the amount of \$2,273.21 regarding Mohawk Liquidation lawsuit. Carried.
- MOTION #28: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that Council approve payment of Blaney McMurtry invoice dated May 31, 2011 in the amount of \$18,202.87 regarding Mohawk Liquidation lawsuit. Carried.
- MOTION #29: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that Council approve payment of Blaney McMurtry invoice dated May 20, 2011 in the amount of \$2,015.00 regarding the Land Purchase for the water plant; invoice dated June 23, 2011 in the amount of \$2,222.00 regarding the Land Purchase for the water plant; invoice dated June 23, 2011 in the amount of \$999.00 regarding the Asphalt Action. Carried.  
Keith A. Sero – Negative Vote agrees with payment disagrees with land purchase.
- MOTION #30: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve payment of Hicks Morley invoice #225891 in the amount of \$275.92 regarding a General Matter and invoice #225890 in the amount of \$75.00 regarding the Robins Lawsuit. Carried.

- MOTION #31: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve payment of Templeman Menninga invoice dated June 14, 2011 in the amount of \$4,243.98 regarding the review of the Fibre Net Contract.  
Carried.
- MOTION #32: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that Council approve all Mohawks of the Bay of Quinte 2011-2012 program budgets.  
Carried.  
Keith A. Sero – Negative Vote
- MOTION #33: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council defer the utilization of the 2008 OLG Revenue Sharing Agreement formally know as the Casino Rama Funds for the Tyendinaga Fitness and Resource Centre in the amount of \$45,572.40.  
Carried.
- MOTION #34: Moved by Roy C. Maracle, seconded by Keith A. Sero that Council acknowledge 8 additional staff receiving training for addictions, 2 from Red Cedars Shelter, 3 from Mohawk Family Services, 1 from Head Start and the Native Liaison Officer.  
Carried.
- MOTION #35: Moved by Keith A. Sero, seconded by Douglas E. Maracle that Council approve the contract for services extension for Willard Brant until September 30, 2011 at a cost of \$50.00 per hour and mileage.  
Carried.  
Velma Hill-Dracup – Negative Vote this should be an employee.
- MOTION #36: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the Minor Capital Plan 2011-2012.  
Carried.
- MOTION #37: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that Council approve utilizing the Mohawks of the Bay of Quinte slab-on-grade existing design for the granny flats.  
Carried.
- MOTION #38: Moved by Velma Hill-Dracup, seconded by Keith A. Sero that Council defer the request for water & sewer connection for Ken Brant until a meeting with staff to review the capacity issue and connection waiting list.  
Carried.
- MOTION #39: Moved by Roy C. Maracle, seconded by Keith A. Sero that Council defer the request to transfer the connection of water & sewer from 80A Bayshore Road to 80B Bayshore Road for Amos Maracle for a meeting with staff and confirmation from an Engineer no pumping station is required.  
Carried.
- MOTION #40: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve the three (3) year, Agricultural Lease renewal effective May 1, 2011 between Kim & Karen Baptiste and the Mohawks of the Bay of Quinte for Lot 5A-16, Concession 2.  
Carried.

- MOTION #41: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that Council approve the Land Transfer from Douglas Earl George Green, Marion Patricia Brinklow and Elizabeth Jean Brookes to Sharon Elva Hill, the whole of Lot 33K-1, Concession A as shown on Plan No. CLSR 97361.  
Carried.
- MOTION #42: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve the Land Transfer from Louie Fred Martin to Louie Fred Martin and Justin Wade Martin as joint tenants being the whole of Lot 31H-3, Concession A, as shown on Plan No. RSO 5562R.  
Carried.
- MOTION #43: Moved by Douglas E. Maracle, seconded by Velma Hill-Dracup that Council approve awarding the contract for the supply and installation of new roof shingles for Units 3, 11, 13, 17, 21, 25, 27 Oronhyatikha Court and Unit 57 Huron Brant Drive North to Kevin White Roofing Contractor in the amount of \$30,000.00. Other tenders received from G and F Roofing in the amount of \$30,440.00; Build All Contractors in the amount of \$34,273.00; Tyendinaga Windows and Doors in the amount of \$36,660.00; McMurter Home Centre in the amount of \$37,355.00 and RB Contracting in the amount of \$40,710.00.  
Carried.
- MOTION #44: Moved by Velma Hill-Dracup, seconded by Douglas E. Maracle that Council defer the application to the First Nations Market Housing Fund for more review by Council.  
Carried.
- MOTION #45: Moved by Roy C. Maracle, seconded by Velma Hill-Dracup that Council approve signing the agreement with Joseph Brant and Cherie Brant in the amount of \$50,000.00 for the purchase of the land for the MBQ Water Treatment Plant; \$15,000.00 for Legal Fees.  
Carried.  
Keith A. Sero – Negative Vote the agreement includes \$450,000.00 for drainage for a swamp that is only for cottages and the purchase price is \$50,000.00 for a ½ acre of land.
- MOTION #46: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve posting the Eksa O Kona Daycare Centre Manager position.  
Carried.
- MOTION #47: Moved by Douglas E. Maracle, seconded by Keith A. Sero that Council approve purchasing a phone system from Southeastern Telecommunications in the amount of \$21,789.00 due to numerous concerns with the current system recently purchased.  
Carried.
- MOTION #48: Moved by Keith A. Sero, seconded by Velma Hill-Dracup that Council approve of having the property located at Lot 22K-1, Concession A appraised regarding a land purchase/trade on the Airport Road in order to straighten the road.  
Carried.
- MOTION #49: Moved by Roy C. Maracle, seconded by Douglas E. Maracle to go in private. (6:35 p.m.)  
Carried.

Summary of Private Minutes:

- Approval of Private Minutes: May 25, 2011 Local Business; May 26, 2011 Special; May 31, 2011 Special; June 2, 2011; June 20, 2011 Special; June 22, 2011; June 24, 2011 Special; June 30, 2011 Special; July 6, 2011; July 7, 2011 Special;
- Addressed three (3) Community Members' concerns
- Addressed one (1) Human Resource Issue
- Approved four (4) home renovation requests totaling \$40,619.58

Recorded by:  
Shelley Bowden

Angela Maracle  
A/Chief Administrative Officer

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Chief R. Donald Maracle

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