

**TYENDINAGA MOHAWK COUNCIL MINUTES
AUGUST 22, 2012**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, August 22, 2012 at 9:15 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Roy C. Maracle, Douglas E. Maracle and Barry Brant
Carl Ted Maracle arrived at 9:40 a.m.
Staff: Dan Brant, CAO, Angela Maracle, Senior Director of Operations

Chief opened with a prayer.

MOTION #1: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council Minutes of August 1, 2012 be accepted. Carried.

MOTION #2: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that the Tyendinaga Mohawk Council acknowledge the Kanhiote Public Library Minutes dated August 7, 2012. Carried.

Council confirmed the following scheduled meetings:

- August 24, 11:00 a.m. – Airport Road Ribbon Cutting
- August 29, 2012 – Kagita Mikam Annual General Meeting
- August 29, 7:00 p.m. – Tyendinaga Mohawk Council Local Business

MOTION #3: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve the meetings outside of the Territory as follows:
Chief – Meeting with the Ministry of the Environment date to be determined;
Barry – August 28, 2012 Meeting with Great Lakes Protection in Toronto; Carried.

MOTION #4: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the following Council Meetings for September 2012:
Regular: September 5 & 19 at 9:00 a.m.
Local Business: September 12 & 26 at 7:00 p.m. Carried.

Ministry of Transportation representatives attended Council regarding the Skyway Bridge rehabilitation project. Kevin Gibbs, Project Manager, Planning & Design, John Hanna, Environmental Officer, Donna Bigelow, Team Lead, Aboriginal Relations, Joe Ostrawski, Project Manager, Morrison Hershfield, Structural Design and Richard Hassal, Highway Engineer, Morrison Hershfield.

MOTION #5: Moved by Douglas E. Maracle, seconded by Carl E. (Ted) Maracle that Council approve the funding assistance for the Financial Steering Committee in the amount of \$24,000.00 from the Economic Development Department as an investment for the continuing work of establishing a credit union. Carried.

MOTION #6: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council acknowledge the Fibre to Home construction update for the week of July 2, 2012 and July 9, 2012. Carried.

- MOTION #7: Moved by Roy C. Maracle, seconded by Barry Brant that Council decline the request for Xplornet completing a preliminary site investigation at the tower behind Red Cedars Shelter.
Carried.
- MOTION #8: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve scheduling a meeting on August 27, 2012 at 9:30 a.m. regarding the Fibre to Home Operation and Maintenance Budget.
Carried.
- MOTION #9: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Ernestown Wind Power Project consultation process and inquire regarding annual revenue.
Carried.
- MOTION #10: Moved by Barry Brant, seconded by Roy C. Maracle that Council approve appointing Councillor Douglas E. Maracle and a Post Secondary Education Counselor as the representative for the Mohawks of the Bay of Quinte on the Association of Iroquois and Allied Indians Education Jurisdiction Working Group.
Carried.
- MOTION #11: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve scheduling a meeting on August 27, 2012 at 2:00 p.m. with Callie Hill, Tsi Tynonneht Onkwawenna Language Circle regarding Funding.
Carried.
- MOTION #12: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve that Council approve payment of Hicks Morley invoice #254251 in the amount of \$787.50 and #254252 in the amount of \$315.00 regarding Labour Matters.
Carried.
- MOTION #13: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve that Council approve payment of Templeman Menninga invoice #38360 in the amount of \$1,134.50 regarding the FibreNet.
Carried.
- MOTION #14: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council that Council approve payment of Blaney McMurtry invoice #482842 in the amount of \$3,734.43 regarding Andrew C. Maracle.
Carried.
- MOTION #15: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Health component in the amount of \$9,385.47 for the Recreation Program for 2012-13. M.C.R. #2012/13-043
Carried.
- MOTION #16: Moved by Roy C. Maracle, seconded by Barry Brant that the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Community Development component in the amount of \$139,722.39 for the lands Research Program for 2012-13 fiscal year. M.C.R. #2012/13-044
Carried.
- Douglas E. Maracle conflict of interest

- MOTION #17: Moved by Roy C. Maracle, seconded by Douglas E. Maracle the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Community Development component in the amount of \$135,409.13 for the Tech Program for 2012-13 fiscal year. M.C.R. #2012/13-045
Carried.
- MOTION #18: Moved by Barry Brant, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council hereby approve to utilize the Casino Rama funds in the amount of \$110,000.00 for the 2012-13 Culbertson Budget under the Community Development component.
M.C.R. #2012/13-46
Carried.
- MOTION #19: Moved by Roy C. Maracle, seconded by Barry Brant that the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Community Development component in the amount of \$275,804.00 for the Council Program for 2012-13 fiscal year. M.C.R. #2012/13-047
Carried.
- MOTION #20: Moved by Roy C. Maracle, seconded by Barry Brant that the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Health component in the amount of \$73707.43 for the Tyendinaga Fitness Resource Centre for 2012-13. M.C.R. #2012/13-048
Carried.
Douglas E. Maracle conflict of interest
- MOTION #21: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Health component in the amount of \$50,018.89 for the Water Delivery Program for 2012-13 fiscal year. M.C.R. #2012/13-049
Carried.
- MOTION #22: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council approve to utilize the Casino Rama funds under the Economic Development Component in the amount of \$1,537,557.00 for the 2012/2013 Fibre to the Home – Construction Budget. M.C.R. #2012/13-050
Carried.
- MOTION #23: Moved by Douglas E. Maracle, seconded by Barry Brant that the Tyendinaga Mohawk Council approves to utilize the Casino Rama funds under the Education component in the amount of \$707,385.61 for the Post Secondary Education Program for 2012-13. M.C.R. #2012/13-051
Carried.
- MOTION #24: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the Business Registration Renewal for Cacique Tobacco Company, Owner Robert Greenwood; type of business retail.
Carried.
- MOTION #25: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the Business Registration Renewal for Mohawk Trading, Owner Robert Greenwood; type of business retail.
Carried.

- MOTION #26: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Business Registration Renewal for United Trading, Owner Robert Greenwood; type of business retail.
Carried.
- MOTION #27: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve the Business Registration Renewal for Five Nations Tobacco Trading, Owner Jason Maracle & Tara Green; type of business tobacco, gas & convenience.
Carried.
- MOTION #28: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the Business Registration Renewal for Rez Boyz, Owner James Bowden; type of business retail – tire, wheels & accessory sales.
Carried.
- MOTION #29: Moved by Roy C. Maracle, seconded by Barry Brant that Council approve the Land Transfer from Bonnie Blossom Pelletier-Maracle and Douglas Eugene Maracle to Douglas Eugene Maracle the whole of Lot 9B-3, Concession A, as shown on Plan No. CLSR 76474.
Carried.
Douglas E. Maracle conflict of interest
- MOTION #30: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Land Transfer from Carl Delbert Brant to Jason Peter Brant the whole of Lot 26-28, Concession A, as shown on Plan No. RSO 6997R.
Carried.
- MOTION #31: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve the Land Transfer from Carl Delbert Brant to Jason Peter Brant the whole of Lot 26-1-3, Concession A, as shown on Plan No. RSO 2417.
Carried.
- MOTION #32: Moved by Douglas E. Maracle, seconded by Barry Brant that Council approve the Land Transfer from Carl Delbert Brant to Jason Peter Brant the whole of Lot 26G-1-1, Concession A, as shown on Plan No. RSO 6997R.
Carried.
- MOTION #33: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the Land Transfer from Carl Delbert Brant to Jason Peter Brant the whole of Lot 26-26, Concession A, as shown on Plan No. RSO 6997R.
Carried.
- MOTION #34: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the Land Transfer from Carl Delbert Brant to Jason Peter Brant the whole of Lot 26-23, Concession A, as shown on Plan No. 6977R.
Carried.
- MOTION #35: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve the Land Transfer from Callie Jane Hill to Jesse Donovan Hill the whole of Lot 5B-3, Concession 2, as shown on Plan No. CLSR 63201.
Carried.

MOTION #36: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council acknowledge the Water & Sewer Connection for Charity Martin at Lot 33G-2, Concession A, this is not a new connection.
Carried.

MOTION #37: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council acknowledge the request from Wayne "Cubby" Brant connecting his Chip Truck up to the water line.
Carried.

MOTION #38: Moved by Douglas E. Maracle, seconded by Roy C. Maracle that Council approve payment to Quinte Trade Services in the amount of \$23,934.44 for extra work and changes for the Ball Field Lighting Contract.
Carried.

MOTION #39: Moved by Barry Brant, seconded by Douglas E. Maracle that Council acknowledge the cost to reconstruct the Oak Lodge Lane.
Carried.

MOTION #40: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council approve Chief Maracle, Barry Brant and Kristin Maracle attend the meeting with Great Lakes Protection Act.
Carried.

MOTION #41: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Whereas, the Christ Church, Her Majesty's Royal Chapel of the Mohawks requires critical rehabilitation of the existing interior walls which have incurred extensive deterioration; and

Whereas, the Mohawks of the Bay of Quinte are eligible for funding under Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to submit application to complete the required restoration to the interior of Christ Church; and

Whereas, the total estimated amount required to complete the upgrade totals \$193,647.00 with Feddev contributing \$96,823.50 and MBQ contributing \$96,823.50

Therefore be it resolved that the Tyendinaga Mohawk Council agrees to support the application to Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to complete the required restoration to the Christ Church for the total estimated amount of \$193,647.00

And furthermore be it resolved that the Tyendinaga Mohawk Council approve to commit \$96,823.50 with CIIF committing the remaining \$96,823.50 to complete the required restoration.
M.C.R. #2012/13-052.

Carried.

MOTION #42: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Whereas, the Tyendinaga Elders Lodge requires critical repairs including electrical upgrade flooring replacement, and Common Area lighting replacement; and

Whereas, the Mohawks of the Bay of Quinte are eligible for funding under Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to submit application to complete the required repairs; and

Whereas, the total estimated amount required to complete the upgrade totals \$301,550.06 with Feddev contributing \$150,775.03 and MBQ contributing \$150,775.03

Therefore be it resolved that the Tyendinaga Mohawk Council agrees to support the application to Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to complete the required repairs for the total estimated amount of \$301,550.06.

And furthermore be it resolved that the Tyendinaga Mohawk Council approve to commit \$150,775.03 with CIIF committing the remaining \$150,775.03 to complete the upgrade.

M.C.R. #2012/13-053.

Carried.

MOTION #43: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that WHEREAS, the Tyendinaga Mohawk Council intends to improve the quality of life and the environment for our community by improving and increasing valuable public infrastructure on reserve; and

WHEREAS, the Tyendinaga Mohawk Council has identified the Fiber-to-the-Home Project as a high priority for the Mohawks of the Bay of Quinte; and

WHEREAS, the Tyendinaga Mohawk Council recognizes that the Fiber-to-the-Home Project will enhance the ability to respond to urgent health and safety requirements and provide better support for community emergency planning as well as create direct economic development opportunities that contribute to long term financial and operational sustainability for the Mohawks of the Bay of Quinte and its members; and

WHEREAS, the Mohawks of the Bay of Quinte are eligible for funding under Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to submit application for cost incurred between April 1, 2012 and completion; and

WHEREAS, the total estimated amount required to complete the upgrade totals \$1,417,700.00 with Feddev contributing \$708,850.00 and MBQ contributing \$708,850.00

THEREFORE BE IT RESOLVED that the Tyendinaga Mohawk Council agrees to support the application to Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) for costs incurred between April 1, 2012 to completion.

AND FURTHERMORE BE IT RESOLVED that the Tyendinaga Mohawk Council approves to commit \$708,850.00 with CIIF committing the remaining \$708,850.00.

M.C.R. #2012/13-054.

Carried.

MOTION #44: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Whereas, extensive mold growth has been indentified throughout the FNTI Building located a 314 Airport Road, which has led to the temporarily shut down of operations at this building; and

Whereas, the Mohawks of the Bay of Quinte are eligible for funding under Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to submit application to complete the required mold remediation; and

Whereas, the total estimated amount required to complete the upgrade totals \$414,148.67 with Feddev contributing \$207,074.33 and MBQ contributing \$207,074.33.

Therefore be it resolved that the Tyendinaga Mohawk Council agrees to support the application to Feddev Ontario's Community Infrastructure Improvement Fund (CIIF) to complete the required mold remediation at the FNTI Building located at 314 Airport Road, for the total estimated amount of \$414,148.67.

And furthermore be it resolved that the Tyendinaga Mohawk Council approve to commit \$207,074.33 with AANDC committing the remaining \$207,074.33 to complete the upgrade.
M.C.R. #2012/13-055.

Carried.

MOTION #45: Moved by Roy C. Maracle, seconded by Barry Brant that Council approve the tenders for the Sadies Lane Housing Development for Package #1 to Build All Contractors in the amount of \$639,568.00. Other tenders received for package #1 from KC Builders - \$647,378.00 and McMurter Homes - \$649,718.00. Package #2 to McMurter Homes in the amount of \$324,000.00. Other tenders received for package #2 from KC Builders - \$324,199.40 and Build All Contractors - \$335,513.00. Package #3 to Build All Contractors in the amount of \$316,627.00. Other tenders received for package #3 from KC Builders - \$328,689.20 and McMurter Homes - \$329,400.00. Package #4 to KC Builders in the amount of \$618,600.00. Other tenders received for package #4 from Build All Contractors - \$627,482.00 and McMurter Homes - \$649,718.00. Package #5 to KC Builders in the amount of \$319,633.00. Other tenders received for package #5 from Build All Contractors - \$322,649.00 and McMurter Homes - \$324,000.00. Package #6 to KC Builders in the amount of \$324,200.00. Other tenders received for package #6 from Build All Contractors - \$375,112.00 and McMurter Homes - \$329,400.00.

Carried.

MOTION #46: Moved by Roy C. Maracle, seconded by Barry Brant that Council defer the tender for the Sadies Lane Housing Development tender package #7 for additional review.

Carried.

MOTION #47: Moved by Roy C. Maracle, seconded by Barry Brant that Council approve to defer reviewing the Memorandum of Understanding for the Nurse Practitioner position with Belleville and Quinte West Community Health Care until July 2013.

Carried.

MOTION #48: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve donating \$100.00 to the Dreamcatcher Fund for a Lacrosse Festival.

Carried.

MOTION #49: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that Council request a status report on the work being completed by Carl Beal on the Turton Penn Lose of Use and Surrender 24 Claims.

Carried.

MOTION #50: Moved by Douglas E. Maracle, seconded by Roy C. Maracle to go in private. (4:15 p.m.)

Carried.

Summary of Private Minutes:

- Approved the Private Minutes: August 1, 2012; and August 8, 2012 Local Business
- Approved seven (7) Mortgage Discharges, ten (10) Mortgage Rewrite and one (1) Mortgage Paid in Full.
- Approved one (1) Bank of Montreal Loan Guarantee in the amount of \$100,000.00
- Approved two (2) Home Renovation Loans request totaling \$90,998.00.
- Addressed a Human Resource Issue

Recorded by:
Shelley Bowden

Dan Brant
Chief Administrative Officer

Chief R. Donald Maracle