

**TYENDINAGA MOHAWK COUNCIL MINUTES
SEPTEMBER 12, 2012**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, September 12, 2012 at 4:45 p.m. in the Council Chambers for Local Business

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

Thomas Maracle Jr. attended Council regarding a project to install solar panel behind Build All Contractors shop.

MOTION #1: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that WHEREAS Thomas Joseph Maracle intends to submit an application (the "Application") to the Ontario Power Authority (the "OPA") for a contract pursuant to the OPA's feed-in tariff program (the "FIT Program") in respect of a proposed renewable electricity generation facility (the "Project"); and

WHEREAS the applicant desires to develop the Project on First Nation Lands, as such First Nation Lands are defined in the rules governing the FIT Program (the "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") 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 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. #2012/13-071

Carried.

Tom Kring, Senior Project Manager, Al Cromarty, Ernest A. Cromarty Architect, attended Council regarding the design and site location of the new Administration Building.

MOTION #2: Moved by Barry Brant, seconded by Carl E. (Ted) Maracle that Council approve the design of the new Administration Building and the site to be the Sadies Lane Core Area.

Carried.

- MOTION #3: Moved by Douglas E. Maracle, seconded by Carl E. (Ted) Maracle that Council approve the meetings outside of the Territory as follows:
Chief: attending a Aboriginal Labour Force Development Circle general meeting on September 17 & 18, 2012 in Orillia;
Barry: attending a meeting with Aboriginal Affairs and Northern Development Canada on September 13, 2012 in London; attending the Iroquois Caucus on September 18, 2012 in Ottawa.
Carried.
- MOTION #4: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve scheduling a Community Meeting regarding the Ernestown Wind power Project on September 27, 2012 at 7:00 p.m. at the Community Centre.
Carried.
- MOTION #5: Moved by Barry Brant, seconded by Carl E. (Ted) Maracle that Council approve Chief Maracle and Tanya King Maracle, Policy Analyst attend the Iroquois Caucus meeting in Akwesasne on October 18, 2012 in Akwesasne.
Carried.
- MOTION #6: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve forwarding a letter of intent to participate in the pilot project on a new Border Crossing card with Akwesasne.
Carried.
- MOTION #7: Moved by Douglas E. Maracle, seconded by Barry Brant that **WHEREAS**, The Elected Councils of the Seven Iroquois communities of Akwesasne, Kahnawake, Kanehsatake, Six Nations of the Grand River, Oneida of the Thames, Mohawks of the Bay of Quinte, and Wahta Mohawks, have joined together as the Iroquois Caucus in order to develop harmonious relations, mutual respect, and sharing;
AND WHEREAS, the Elected Councils of the Iroquois Caucus have agreed to promote and protect the Iroquois languages, culture, and autonomy, while respecting and recognizing the unique responsibilities, authority, and jurisdiction inherent within each respective community;
AND WHEREAS, the Elected Councils of the Iroquois Caucus have the existing and inherent Right of self-determination, which includes the inherent jurisdiction over their respective lands, peoples, and territories;
AND WHEREAS, Indian and Northern Affairs Canada is party to the Indian Residential Schools Settlement Agreement (IRSSA) with various First Nations and other organizations, including the Assembly of First Nations, church representatives, and legal representatives for former students;
AND WHEREAS, the Independent Assessment Process (IAP) and the Common Experience Payment (CEP) are both elements of the IRSSA;
AND WHEREAS, the IAP and CEP are claimant-centred, non-adversarial, out of court processes for the resolution of claims of sexual abuse, serious physical abuse, language loss and other wrongful acts suffered at Indian Residential Schools (IRS);

AND WHEREAS, in accordance with the IRSSA, the deadline for residential school survivors to apply for the IAP is September 19, 2012;

AND WHEREAS, residential school survivors are having great difficulty researching, locating or obtaining historical documents pertaining to their attendance/personal records at residential schools;

AND WHEREAS, residential school survivors are finding that former residential school institutions such as Churches and religious institutions are refusing or reluctant to release any attendance/personal records or documents;

AND WHEREAS, the Elected Councils of the Iroquois Caucus are of the firm belief that more time is required in order for residential school survivors to properly recover/retain their residential school attendance/personal records in order to submit both IAP and CEP applications.

THEREFORE BE IT RESOLVED, THAT the Elected Councils of the Iroquois Caucus, in support of the residential schools survivors, insists that the parties to the Residential Schools Settlement Agreement extend by ten years the IAP and CEP application processes in order for survivors to have adequate time to recover/obtain their residential school personal records.

M.C.R. #2012/13-072

Carried.

MOTION #8: Moved by Barry Brant, seconded by Douglas E. Maracle that Council approve Council and Tanya King Maracle, Policy Analyst attend the NAIPC meeting.

Carried.

MOTION #9: Moved by Roy C. Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council approve the following staff as signing authorities to the investment accounts at BMO Nesbitt Burns – Daniel J. Brant, Angela M. Maracle and Chief R. Donald Maracle subject to the continued requirement that all investment commitments and withdrawals are authorized by Council Resolution. M.C.R. #2012/13-073

Carried.

MOTION #10: Moved by Carl E. (Ted) Maracle, seconded by Roy C. Maracle that this meeting be adjourned. (7:00 p.m.)

Carried.

Recorded by:
Shelley Bowden

Dan Brant
Chief Administrative Officer

Chief R. Donald Maracle