

**TYENDINAGA MOHAWK COUNCIL MINUTES
OCTOBER 20 & 21, 2016**

A meeting of the Tyendinaga Mohawk Council was held on Thursday, October 20, 2016 at 9:00 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Carl E. (Ted) Maracle Douglas E. Maracle and Debra A. Vincent

Regrets: Stacia L. Loft

MOTION #1: Moved by Debra A. Vincent, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Minutes of September 19, 2016 be approved. Carried.

MOTION #2: Moved by Douglas E. Maracle, seconded by Debra A. Vincent that the Tyendinaga Mohawk Council Minutes of October 3, 2016 be deferred for full Council. Carried.

MOTION #3: Moved by Debra A. Vincent, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council Local Business Minutes of October 11, 2016 be approved with corrections. Carried.

MOTION #4: Moved by Douglas E. Maracle, seconded by Debra A. Vincent to acknowledge the Kanhiote Tyendinaga Territory Public Library of September 6, 2016 and October 4, 2016. Carried.

Council confirmed the following scheduled meetings:

- October 21, 9:00 a.m. – Lorrie Maracle, HR
- October 24, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- October 25, 2016 – Ontario Chiefs Committee on Health in Toronto
- October 28, 2016 – Woodland Cultural Centre Board of Director Meeting
- November 7, 9:00 a.m. – Tyendinaga Mohawk Council Regular
- November 15, 2016 – INAC Information Session in Brantford
- November 15, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- November 18, 10:00 a.m. – Meeting with CMHC
- November 21, 9:00 a.m. – Tyendinaga Mohawk Council Regular
- November 24, 12 – 4:30 p.m. – TEP Engagement
- November 28, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- December 5, 9:00 a.m. – Tyendinaga Mohawk Council Regular
- December 12, 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- December 19, 9:00 a.m. – Tyendinaga Mohawk Council Regular

Carl E. (Ted) Maracle arrived

MOTION #5: Moved by Carl E. Maracle, seconded by Douglas E. Maracle to approve the following meetings outside the territory:
Chief: attending C.O.O. Special Chief's meeting on Health on November 7 & 8, 2016; attending INAC Information Session on November 15, 2016 in Brantford; attending the C.O.O. on November 21 & 22, 2016 in Toronto;
Chief & Debra: attending the Economic Development Summit on November 29 & 30, 2016 in Akwesasne; Carried.

MOTION #5: Moved by Douglas E. Maracle, seconded by Carl E. (Ted) Maracle to forward an invitation to Minister Bennett to the Grand Opening of the Water Treatment Plant.

Carried.

Note: Dan Brant will continue to be the MBQ Representative on the Aboriginal Council of Queen's University.

MOTION #6: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle that the Tyendinaga Mohawk Council hereby approve for Chief Maracle to remove the Queen Anne Silver from the Bank of Montreal vault for the Anglican Synod Opening Eucharist on November 3, 2016 in Kingston and the Celebration of New Ministry on November 13, 2016, All Saints Church, Tyendinaga. M.C.R. #2016/17-064.

Carried.

MOTION #7: Moved by Carl E. (Ted) Maracle, seconded by Debra A. Vincent to acknowledge the presentation by Nicole Lott, Provincial Liaison Team, Ontario Provincial Police on the Missing and Unsolved Murdered Indigenous People, the Ontario Provincial Police Perspective.

Carried.

MOTION #8: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle to appoint Debra A. Vincent and alternates will be Chief R. Donald Maracle and Carl E. (Ted) Maracle on the Bay of Quinte Marketing Board.

Carried.

MOTION #9: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to pay invoice #68384 from Templeman Menninga in the amount of \$1,034.00 regarding FibreNet Telecom Inc.

Carried.

MOTION #10: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to pay invoices #591500 from Blaney McMurtry in the amount of \$7,328.58 regarding Collection of Maracle Judgment #591495 in the amount of \$700.00 regarding Maracle v. Maracle, CIBC.

Carried.

MOTION #11: Moved by Douglas E. Maracle, seconded by Carl E. (Ted) Maracle to approve the Casino Rama Budget 2016/2017 as presented.

Carried.

MOTION #12: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to approve the Risk Management Questionnaire as amended.

Carried.

MOTION #13: Moved by Douglas E. Maracle, seconded by Debra A. Vincent to approve the Mohawk Bus Lines Video Surveillance Policy.

Carried.

MOTION #14: Moved by Douglas E. Maracle, seconded by Debra A. Vincent to defer the approval of the Mohawk Bus Line Transportation Policy.

Carried.

Action Item: To have Tanya King-Maracle attend the next TMC meeting and provide the current Mohawk Bus Line Transportation Policy and a summary of the proposed amendments.

MOTION #15: Moved by Douglas E. Maracle, seconded by Debra A. Vincent to approve the Business Registration Renewal and name change for Salmon River Enterprises to Winner’s Circle, Owner Brian Brant.
Carried.

MOTION #16: Moved by Debra A. Vincent, seconded by Douglas E. Maracle to

Brian Brant	Winner’s Circle	5363 Old Hwy 2 Shannonville, ON K0K 3A0	Core-Mark 8030 Esquesing Line, Milton, ON L9T 5C8
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M.C.R. #2016/17-065.
Carried.

MOTION #17: Moved by Debra A. Vincent, seconded by Douglas E. Maracle to approve the Business Registration Renewals for:
Native Renaissance II, Thomas B. Maracle; Soaring Eagle Variety, Tonya Maracle; United Trading, Robert Greenwood; Mohawk Trading, Robert Greenwood; Cacique Tobacco Company, Robert Greenwood; Smokin Coffee Xpress, Brian Brant; Xpress Gas and Variety, Brian Brant.
Carried.

MOTION #18: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle that Councillor Debra A. Vincent will draft a notice to the community for the discontinuation of delivery of the Tyendinaga Newsletter.
Carried.

TMC discussed a new website design.

MOTION #19: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to have Bev Hill provide a copy of the website design proposal from Floating Point to TMC.
Carried.

Chief Maracle and Councillor Douglas E. Maracle will schedule a meeting with staff to discuss the discussion paper from the Ministry of Finance on the gas card modernization.

MOTION #20: Moved by Debra A. Vincent, seconded by Douglas E. Maracle to acknowledge the briefing note from Lisa Maracle, Director of Community Services regarding the request from INAC to conduct a survey. INAC has sent a letter no further action is required at this time.
Carried.

MOTION #21: Moved by Douglas E. Maracle, seconded by Debra A. Vincent to rescind Motion #25 dated August 8, 2016 regarding the land transfer from Ada Green to Roger & Danielle Green as the land description was incorrect
Carried.

MOTION #22: Moved by Douglas E. Maracle, seconded by Stacia L. Loft to approve the Land Transfer from Ada Jean Green to Roger Dale & Danielle Louise Green, the whole of Lot 2B-2, Concession 2 on Plan No. 630 RSO.
Carried.

MOTION #23: Moved by Debra A. Vincent, seconded by Douglas E. Maracle to approve the Land Transfer from Donna Marlene Hughes, Linda Jane Brant, Vivian Elaine Hobbs, Brenda Diane Brant, Cheryl Lee Brant and Kelly Ann McMurter to Joseph Michael Brant, Benjamin

Alexander Brant, Andrew Michael Brant and Nicholas Joseph Brant, the whole of Lot 21L-3-1, Concession A, as shown on Plan No. 3100 RSO.

Carried.

MOTION #24: Moved by Debra A. Vincent, seconded by Douglas E. Maracle to approve the Land Transfer from Joseph Michael Brant, Benjamin Alexander Brant, Andrew Michael Brant and Nicholas Joseph Brant to Donna Marlene Hughes, Linda Jane Brant, Vivian Elaine Hobbs, Brenda Diane Brant, Cheryl Lee Brant and Kelly Ann McMurter, the whole of Lot 21L-2-3, Concession A, as shown on Plan No. 3100 RSO.

Carried.

MOTION #25: Moved by Douglas E. Maracle, seconded by Debra A. Vincent that this meeting be adjourned at 5:10 p.m. and will reconvene on Friday, October 21, 2016 at 8:00 a.m.

Carried.

Council reconvened on Friday, October 21, 2016 at 8:00 a.m. to complete the agenda.

Present: Chief R. Donald Maracle
Councillors: Carl E. (Ted) Maracle, Douglas E. Maracle, Stacia L. Loft and Debra A. Vincent

MOTION #26: Moved by Carl E. (Ted) Maracle, seconded by Debra A. Vincent to sign the Memorandum of Understanding between the Mohawks of the Bay of Quinte and The Christ Church Chapel Royal Stewardship Committee until September 1, 2017 regarding the operations and maintenance of The Christ Church Chapel Royal.

Carried.

MOTION #27: Moved by Douglas E. Maracle, seconded by Stacia L. Loft to award the Snow Plowing & Sanding contract to Build All Contractors contract #1 in the amount of \$2,981.50 and contract #2 in the amount of \$5,344.00.

Carried.

MOTION #28: Moved by Douglas E. Maracle, seconded by Debra A. Vincent to post the Snow Plowing & Sanding tender next year for a 2 year contract.

Carried.

MOTION #29: Moved by Debra A. Vincent, seconded by Carl E. (Ted) Maracle to decline the request from Mohawk Family Services to utilize the house at 27 Huron Brant Drive for their program due to the shortage of housing units.

Carried.

MOTION #30: Moved by Douglas E. Maracle, seconded by Stacia L. Loft to
WHEREAS ANDREW CLIFFORD MARACLE ("Maracle"), a member of the Mohawks of the Bay of Quinte ("MBQ"), is indebted to MBQ;

AND WHEREAS the Order of the Honourable Justice Tranmer of August 14, 2013 (the "Order"), which is attached to this Resolution, in paragraph 4 orders Maracle to transfer his certificate of possession to Parcel 1, as listed on Schedule A to the Order, and to submit those documents to the Indian Land Registrar within 14 days;

AND WHEREAS the Order was upheld by the Order of the Court of Appeal for Ontario of July 30, 2014, which is also attached to this Resolution;

AND WHEREAS the Supreme Court of Canada by Judgment dated February 26, 2015, which is also attached to this Resolution, refused the application of Maracle for leave to appeal the Order of the Court of Appeal for Ontario;

AND WHEREAS the lawyer for MBQ by letter dated March 20, 2015, gave notice to the lawyer for Maracle, that if Maracle had not complied with paragraph 4 of the Order by April 2, 2015, that MBQ would implement paragraph 5 of the Order;

AND WHEREAS Maracle has not complied with paragraph 1 of the Order;

BE IT RESOLVED THAT:

1. This Council approves the transfers of Lot 25J-1, Concession A, Lot 24G-6, Concession A, Lot 25-2, Concession A and Lot 25-1-2, Concession A from Maracle to MBQ pursuant to the Order (the "Transfer") and section 24 of the Indian Act; and
2. This Council, pursuant to paragraph 5 of the Order, authorizes Chief R. Donald Maracle to complete on behalf of Maracle any documents required to give effect to the Transfer and to submit the required documents, together with this Resolution, to the Indian Land Registrar. M.C.R. #2016/17-066

Carried.

MOTION #31: Moved by Debra A. Vincent, seconded by Stacia L. Loft to post in the community for interested people to take the Electoral Officer training.

Carried.

MOTION #32: Moved by Debra A. Vincent, seconded by Stacia L. Loft to defer the Jazz Solar ABN Engagement Letter until November 7, 2016.

Carried.

MOTION #33: Moved by Debra A. Vincent, seconded by Stacia L. Loft to request Derick Wong, ABN assist Tom Kring and Sue Maracle to complete the INAC CORP application for funding of design and construction for the Loyalist Solar project.

Carried.

MOTION #34: Moved by Stacia L. Loft, seconded by Debra A. Vincent to sign the INAC Amending Agreement 1617-ON-000039.

Carried.

MOTION #35: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle to request a letter from the Tyendinaga Community Development Fund Committee agreeing to decommit the MBQ Casino Rama commitment for the Sports Complex.

Carried.

MOTION #36: Moved by Carl E. (Ted) Maracle, seconded by Douglas E. Maracle to approve the letter and agreement in regard to the decommissioning of wells for the residents that will accessing water from the water treatment plant.

Carried.

Councillor Carl E. (Ted) Maracle left at 12:40 p.m.

MOTION #37: Moved by Debra A. Vincent, seconded by Stacia L. Loft to go in private. (12:40 p.m.)

Carried.

Recorded by:
Shelley Bowden

Chief R. Donald Maracle