

**TYENDINAGA MOHAWK COUNCIL MINUTES
DECEMBER 2, 2019**

A meeting of the Tyendinaga Mohawk Council was held on Monday, December 2, 2019 at 9:30 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Josh Hill, Carl E. (Ted) Maracle, Stacia L. Loft

Staff: Angela Maracle, Senior Director of Operations; Shelley Bowden, Executive Administrative Assistant;

Regrets: David Souliere, CAO, due to illness

MOTION #1: Moved by Josh Hill, seconded by Carl E. (Ted) Maracle that the Tyendinaga Mohawk Council Minutes of November 18, 2019 be deferred for more information.

Carried.

Council confirmed the following scheduled meetings:

- December 7, 2019 – MBQ Election
- December 16, 2019, 9:30 a.m. – Tyendinaga Mohawk Council Regular

MOTION #2: Moved by Josh Hill, seconded by Carl E. (Ted) Maracle that the following meetings occurred outside of the Territory:
Chief: attending AFN meeting on December 3 - 5, 2019 in Ottawa;
attending the OFNPA meeting on December 10, 2019 in Toronto;

Carried.

MOTION #3: Moved by Josh Hill, seconded by Stacia L. Loft to defer the signage for the Administration office for Tom Kring, Sr. Housing Manager to be available for discussion.

Carried.

Lisa Maracle, Director of Community Services, Susan Barberstock, Director of Community Wellbeing, Todd Kring, Director of Community Infrastructure and Carmen El Muir, Employee Relations Manager attended to discuss the Employee Assistance Program

MOTION #4: Moved by Carl E. (Ted) Maracle, seconded by Stacia L. Loft approve the contract with Morneau-Shepell (through Great West Life) for the Mohawks of the Bay of Quinte Employee and Family Assistance Program in the amount of \$12,450.00 as recommended, by Carmen El Muir, Employee Relations Manager.

Carried.

MOTION #5: Moved by Carl E. (Ted) Maracle, seconded by Josh Hill to pay the Alan Pratt invoice #5441 in the amount of \$7,377.10 regarding Surrender 24.

Carried.

MOTION #6: Moved by Stacia L. Loft, seconded by Josh Hill to pay the Olthuis Kleer Townshend invoices #27360 in the amount of \$4,117.00 regarding Various Administrative issues and #27365 in the amount of \$11,984.62 regarding Cannabis Regulations.

Carried.

MOTION #7: Moved by Carl E. (Ted) Maracle, seconded by Josh Hill to have staff draft letter to the owners, operators and any parties associated with working in unregulated quarries on the territory.

Carried.

- MOTION #8: Moved by Stacia L. Loft, seconded by Josh Hill approve to send a letter to the Iroquois Caucus stating they do not support the renewal of the Iroquois Caucus Coordinators contract.
Carried.
- MOTION #9: Moved by Carl E. (Ted) Maracle, seconded by Josh Hill to approve the Business Registration for Kevin Clement Consulting, owner Kevin Clement.
Carried.
- MOTION #10: Moved by Carl E. (Ted) Maracle, seconded by Josh Hill that the Tyendinaga Mohawk Council approve to support the Gas Bar Application to the Ministry of Revenue for the following business:
Nations Best Convenience
Owner: Jason Maracle and Tara Green
M.C.R. #2019/20-034.
Carried.
- MOTION #11: Moved by Carl E. (Ted) Maracle, seconded by Stacia L. Loft to approve the Business Registration renewal for Village Variety and Work Gear, owner Trevor Lewis.
Carried.
Josh Hill – Conflict of Interest.
- MOTION #12: Moved by Stacia L. Loft, seconded by Carl E. (Ted) Maracle to approve the submission of the Community Accountability Planning Submission (CAPS) 2020-21 to the South East Local Health Integration Networks for the Home Support Program.
Carried.
- MOTION #13: Moved by Carl E. (Ted) Maracle, seconded by Stacia L. Loft to approve signing the funding agreement for a Seed Grant from Canada Mortgage and Housing Corporation (CMHC) for the Long Term Care Project in the amount of \$250,000.00.
Carried.
- MOTION #14: Moved by Stacia L. Loft, seconded by Josh Hill to approve to participate in the Enbridge Pilot Project that would gather information on housing conditions to help develop new programs under Enbridge.
Carried.
- MOTION #15: Moved by Stacia L. Loft, seconded by Josh Hill that WHEREAS Surrender No. 24 dated July 20, 1820 alienated approximately 52 square miles of land from the original Mohawk Tract;

AND WHEREAS the Crown failed to follow the process required by the Simcoe Deed of 1793, also known as Treaty 3 ½, as well as by common law and the provisions of the Royal Proclamation of 1763;

AND WHEREAS the Crown in Right of Canada is in law responsible for the breaches of the fiduciary and treaty obligations of the Crown to the Mohawks of the Bay of Quinte relating to Surrender No. 24;

AND WHEREAS the Crown breached its treaty, fiduciary, and common law duties to the Mohawks of the Bay of Quinte;

AND WHEREAS the MBQ have prepared a Statement of Claim against the Crown in right of Canada within the meaning of Canada's Specific Claims Policy and the Specific Claims Tribunal Act;

THEREFORE BE IT RESOLVED that the Tyendinaga Mohawk Council approve to submit the Surrender No. 24 Claim to the Specific Claims

Branch of the Department of Crown-Indigenous Relations and Northern Development. M.C.R. #2019/20-036.

Carried.

MOTION #16: Moved by Stacia L. Loft, seconded by Josh Hill to approve MBQ will pay \$1.00 above minimum wage effective April 1, 2019.

Carried.

MOTION #17: Moved by Stacia L. Loft, seconded by Josh Hill to approve to award the Ohahase Building Mechanical to Bi-temp in the amount of \$147,351.00.

Carried.

MOTION #18: Moved by Carl E. (Ted) Maracle, seconded by Josh Hill to approve sending a letter to the International Joint Commission, Prime Minister Justin Trudeau, President Donald Trump and the Premier of Quebec Francois Legault regarding the Flooding issues.

Carried.

MOTION #19: Moved by Josh Hill, seconded by Stacia L. Loft to acknowledge the Mid-Winter Ceremonies on January 31, 2020.

Carried.

MOTION #20: Moved by Carl E. (Ted) Maracle, seconded by Josh Hill to approve signing the Indigenous Services Canada Agreement #1617-ON-000039 amendment #0038 for an increase for Land Management in the amount of \$652,603.00 for the Turton Penn Remediation Construction Phase.

Carried.

MOTION #21: Moved by Stacia L. Loft, seconded by Josh Hill to go in private. (4:19 p.m.)

Carried.

Recorded by:
Shelley Bowden
Executive Administrative Assistant

Chief R. Donald Maracle