

**TYENDINAGA MOHAWK COUNCIL MINUTES
JANUARY 27, 2021**

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, January 27, 2021 at 9:30 a.m..

Present: Chief R. Donald Maracle
Councillors: Carl E. (Ted) Maracle, Lynda Leween, and Kelly Maracle joined via Microsoft Teams video conferencing
Josh Hill, joined at 12:20 p.m.

Staff: Shelley Bowden, Executive Administrative Assistant and Recording Secretary to Council;
David Souliere, CAO; Angela Maracle, Senior Director of Operations; joined via Microsoft Teams video conferencing

MOTION #1: Moved by Kelly Maracle, seconded by Lynda Leween that the Tyendinaga Mohawk Council Special Minutes of January 13, 2021 be approved.
Carried.

MOTION #2: Moved by Kelly Maracle, seconded by Lynda Leween that the Tyendinaga Mohawk Council Special Minutes of January 19, 2020 be approved.
Carried.

MOTION #3: Moved by Lynda Leween, seconded by Carl E. (Ted) Maracle that the Tyendinaga Mohawk Council Special Minutes of January 21, 2021 be approved.
Carried.

MOTION #4: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween to defer the Patient Transportation Guidelines for clarification on the rates.
Carried.

MOTION #5: Moved by Lynda Leween, seconded by Kelly Maracle to defer the proposal for the development of a Tyendinaga Learning Centre in partnership with ALFDC for additional information regarding capital costs and financing.
Carried.

MOTION #6: Moved by Kelly Maracle, seconded by Lynda Leween to pay the Alan Pratt invoice #5827 in the amount of \$8,909.50 regarding Culbertson Tract Land Claim; and #5829 in the amount of \$322.00 regarding Turton Penn Loss of Use.
Carried.

MOTION #7: Moved by Lynda Leween, seconded by Carl E. (Ted) Maracle to pay the Olthuis Kler Townshend invoice #30728 in the amount of \$307.00 regarding Hunting Rights.
Carried.

MOTION #8: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween to acknowledge the Indigenous Services Canada (ISC) Agreement 1617-ON-000039, Amendment #0059 for the Water expansion Phase 3 in the amount of \$ \$5,888,445.00 for 2020/2021.
Carried.

MOTION #9: Moved by Lynda Leween, seconded by Kelly Maracle to acknowledge the Indigenous Services Canada (ISC) Agreement 1617-ON-000039, Amendment #0060 for the Red Cedars Women's Shelter Operational funding in the amount of \$38,000.00 and for the Community Wellbeing Pilot initiative 2021 in the amount of \$250,000.00.
Carried.

- MOTION #10: Moved by Kelly Maracle, seconded by Lynda Leween that **WHEREAS:** The United Nations Declaration on the Rights of Indigenous (UN Declaration) states:
- i. Article 21(1): Indigenous peoples have the right, without discrimination, to the improvement of their economic and social conditions, including inter alia, in the area of education, employment, vocational training and retraining, housing, sanitation, health and social security; and
 - ii. Article 21(2): States shall take effective measures, and where appropriate, special measures to ensure continuing improvement of their economic and social conditions. Particular attention shall be paid to the rights and special needs of Indigenous elders, women, youth, children and persons with disabilities.
- AND WHEREAS:** The Chiefs in Assembly have supported through Resolution 25/2018 that “the Minister of Employment, Workforce Development be called on to Initiate a parallel process for the full devolution of labour market authority and jurisdiction under the control of First Nations Government”.
- AND WHEREAS:** The devolution process is in effect through the Indigenous Skills and Employment Training Strategy and the Tyendinaga Mohawk Council supports the process of First Nations Government and is ready to assume its own responsibility in regards to the labour market authority.
- THEREFORE BE IT RESOLVED** That the Tyendinaga Mohawk Council work directly with the Aboriginal Labour Force Development Circle as the Agreement Holder to implement their own agreement with the Aboriginal Labour Force Development Circle asserting jurisdiction of their own labour market strategy.
- AND FURTHER BE IT RESOLVED** That this process be in effect as of April 1, 2021. MCR #2020/21-025
- Carried.
- MOTION #11: Moved by Kelly Maracle, seconded by Lynda Leween to request a report from the MBQ Employment and Training program regarding MBQ clients that have been declined funding.
- Carried.
- MOTION #12: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween to request an update on the estimated costs to repair the Rectory House.
- Carried.
- MOTION #13: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween to acknowledge the report regarding the Health Canada Total funding and the projected surplus amount of \$843,292.32 that can be carried over to the 2021-2022 fiscal year.
- Carried.
- MOTION #14: Moved by Kelly Maracle, seconded by Lynda Leween to approve the Business Registration renewals for Daniel J. Brant & Associates - Daniel J. Brant; Okwaho Equal Source - Ryan & Shyra Barberstock; Innov8Centre - Ryan Barberstock; Warrior Queen Consulting - Stacia Loft.
- Carried.
- MOTION #15: Moved by Kelly Maracle, seconded by Carl E. (Ted) Maracle to acknowledge the following Land Transfers for December 2020:
From Marlin Dean Brant to Brittany Louise Pratt, the whole of Lot 3-1-2, Concession 1, as shown on Plan No. RSO 6255R;
From Lisa Noreen & Thomas Joseph Maracle to Gary Warren, Kaya SolanaMaracle, Colsen Glen Maracle, Makenna Hope Maracle &

Jadyn Rolyn Maracle, the whole of lot 13N, Concession A, as shown on Plan No. CLSR 96899;

From Lisa Noreen & Thomas Joseph Maracle to Jo-Anne Glenda Tabobandung, Raven Glenn Tabobandung, Taylor-Rain Tabobandung & Kendall Sage Tabobandung, the whole of lot 13M, Concession A, as shown on Plan No. CLSR 96899;

From Shirley Mae Brant to Shirley Mae Brant & Tammy Leeann Brant, the whole of Lot 13A-2, Concession 2, as shown on Plan No. CLSR 76103;

From the Estate of Evelina Hill to Jamie Lyn Maracle, the whole of Lot 24A-2, Concession 1, as shown on Plan No. RSO 4780R;

From the Estate of Evelina Hill to Jacqueline Merle Akey, the whole of Lot 24B-2, Concession 1, as shown on Plan No. RSO 4780R;

From the Estate of Gladys Viola Bowden to Christopher Ashton Bowden, the whole of Lot 26E-1-2, Concession 2, as shown on Plan No. CLSR 74975;

From Thomas Joseph Maracle to Michael James Loft & Brody Gary Daniel Clinton Loft, the whole of Lot 11G-2-2 & Lot 11G-2-3, Concession A, as shown on Plan No. CLSR 76095.

Carried.

MOTION #16: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween that the Tyendinaga Mohawk Council approve to support the Gas Bar Application to the Ministry of Revenue for the following business:
Peacemaker Convenience
Owner: Mario Baptiste II
MCR #2020/21-022

Carried.

MOTION #17: Moved by Lynda Leween, seconded by Carl E. (Ted) Maracle to approve the contract with Lockdown Environmental to complete the mold abatement for 227 Wymans Road in the amount of \$39,100.00.

Carried.

MOTION #18: Moved by Lynda Leween, seconded by Carl E. (Ted) Maracle to defer the request from the Native Women's Association to lease the house at 1447 Ridge Road.

Carried.

Josh Hill joined the meeting

MOTION #19: Moved by Lynda Leween, seconded by Carl E. (Ted) Maracle to approve awarding the contracts to Homeland Renovations for the Section 95 Projects BPM-2021-10 and BPM-2021-11 both in the amount of \$436,000.00, other bids received from Build All Contractor – \$548,150.00; Total Construction Management - \$602680.00; Kamlu Construction – \$681,292.80

Carried.

MOTION #20: Moved by Carl E. (Ted) Maracle, seconded by Kelly Maracle that Whereas, the 2020 expenditure and petition for expenses report has a supplementary funding component for planned road projects for the 2021 calendar year on a 50% subsidy to a maximum contribution of \$150,000.

Whereas, TMC acknowledges and are committed to utilizing the funding towards the Norways Road surface treatment and culvert replacement program. and,

Whereas, TMC acknowledges the projects shall be completed by December 31, 2021. And,

Whereas, TMC is committed to return any unused portion of the supplementary funding back to the Ministry and also understand any cost overrun shall be the responsibility of the MBQ.

Therefore be it resolved that the Tyendinaga Mohawk Council are petitioning the following projects for consideration under the supplementary funding component for the 2021 planned road project: Norways Road surface treatment and culvert replacement project in the amount of \$248,796.66. MCR# 2020/21-023.

Carried.

MOTION #21: Moved by Carl E. (Ted) Maracle, seconded by Kelly Maracle that the Tyendinaga Mohawk Council approve the 2020 Expenditure and Petition for Expenses report in the amount of \$722,723.81 to the Ministry of Transportation in support of the Roads Maintenance Program. MCR #2020/21-024.

Carried.

MOTION #22: Moved by Kelly Maracle, seconded by Lynda Leween to approve signing the Association of Iroquois and Allied Indians Memorandum of Agreement for COVID relief MCCSS/IHWS funding in the amount of \$38,000.00.

Carried.

MOTION #23: Moved by Kelly Maracle, seconded by Carl E. (Ted) Maracle to approve signing the Association of Iroquois and Allied Indians Memorandum of Agreement for Indigenous Healing & Wellness Mental Health Training funding in the amount of \$17,600.00.

Carried.

MOTION #24: Moved by Kelly Maracle, seconded by Lynda Leween to approve signing the Association of Iroquois and Allied Indians Memorandum of Agreement for Mental Health funding in the amount of \$36,874.00.

Carried.

MOTION #25: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween to approve the proposed additional 1355 sq ft of floorspace to facilitate the inclusion of the National Indigenous Fire Marshall Office in the new Firehall in the amount of \$304,882.25.

Carried.

MOTION #26: Moved by Carl E. (Ted) Maracle, seconded by Lynda Leween that this meeting go into private. (12:45 p.m.)

Carried.

Recorded by:
Shelley Bowden
Executive Administrative Assistant and Recording Secretary to Council

Chief R. Donald Maracle