

TYENDINAGA MOHAWK COUNCIL MINUTES
JUNE 22, 2022

A meeting of the Tyendinaga Mohawk Council was held on Wednesday, June 22, 2022 at 9:30 a.m. in the Council Chambers.

Present: Chief R. Donald Maracle
Councillors: Chris Maracle, Josh Hill and Stacia L. Loft (afternoon)
Staff: David Souliere, CAO; Angela Maracle, Senior Director of Operations joined by Microsoft Teams; Amsey Maracle, Executive Assistant to the Chief

Regrets: Councillors: Carl E. (Ted) Maracle (prior commitment)
Staff: Shelley Bowden, Executive Administrative Assistant and Recording Secretary to Council (leave of absence)

Councillor Josh Hill opened with the Ohén:ton Karihwatéhkhwen and Chief Maracle provided a Christian prayer in Kanyen'ke:ha.

Requests were made to add the AIAI Tobacco and Lawmaking Initiative Agreement, MBQ General Membership Meeting, MBQ Tendering Policy, Splash Pad and Beach Volleyball court discussions to the agenda.

MOTION #1: Moved by Josh Hill, seconded by Chris Maracle that the Tyendinaga Mohawk Council Minutes of June 1, 2022 be approved.

Carried.

Council confirmed the following scheduled meetings:

- June 23, 2022 – Ontario First Nations Limited Partnership AGM in Toronto
- June 25, 2022 – 11:00 a.m. – New Fire Hall Grand Opening
- June 29, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- July 4-7, 2022 – Assembly of First Nations AGM in Vancouver
- July 13, 2022 – 9:30 a.m. – Tyendinaga Mohawk Council Regular
- July 20, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- July 27, 2022 – 9:30 a.m. – Tyendinaga Mohawk Council Regular
- August 3, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- August 10, 2022 – 9:30 a.m. – Tyendinaga Mohawk Council Regular
- August 17, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- August 24, 2022 – 9:30 a.m. – Tyendinaga Mohawk Council Regular
- August 31, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- September 7, 2022 – 9:30 a.m. – Tyendinaga Mohawk Council Regular
- September 14, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business
- September 21, 2022 – 9:30 a.m. – Tyendinaga Mohawk Council Regular
- September 28, 2022 – 7:00 p.m. – Tyendinaga Mohawk Council Local Business

MOTION #2: Moved by Chris Maracle, seconded by Josh Hill to approve Chief Maracle to attend the Ontario First Nations Limited Partnership AGM on June 23, 2022, in Toronto, Ontario.

Carried.

Tyendinaga Mohawk Council appointed Josh Hill to attend the first meeting held for the inaugural Visit the County Board of Directors. Josh Hill will notify Tyendinaga Mohawk Council at the next meeting of his intent to continue his role on the Board of Directors or if an appointment process should be initiated.

MOTION #3: Moved by Chris Maracle, seconded by Josh Hill to meet with the Ontario Provincial Police and Tyendinaga Police Services on July 12, 2022.

Carried.

MOTION #4: Moved by Chris Maracle, seconded by Josh Hill that **Whereas** the community of Mohawks of the Bay of Quinte will support its Emergency First Response Team in its principles for providing good and efficient patient care to all people.

COMMUNITY GENERAL SUPPORT:

Whereas the community of Mohawks of the Bay of Quinte will support this Emergency First Response Team by providing (not limited to):

1. Adequate training facility
2. 24-hr access to a heated, secure storage facility for team supplies (i.e.: patient care equipment) and should the Team have a first response vehicle it would be housed in an appropriate heated building
3. Support a Team Coordinator with its administration role (i.e.: fax, telephone, mail,) and should that Coordinator be changed, to inform the Regional Training Coordinator and Emergency Health Services (EHPMDB)
4. Maintain a good relationship with the representatives from Emergency Health Services (EHPMDB) and the Regional Training Program
5. Provide local transportation, lodging and general support to Emergency Health Services (EHPMDB) and Regional Training Program representatives in their quest to support this said First Response Team.
6. Ensure that all call reports are mailed to Regional Training Coordinator monthly.
7. Ensure that ALL team members have the time off to complete the required training and retraining
8. To be able to do calls even if they are working should the need arise.

PROVINCIAL GENERAL SUPPORT:

Whereas the Emergency Health Services (EHPMDB), through the Regional Training Program will:

1. On a continuous basis, provide MANDATORY training in Standard First Aid, Cardiopulmonary Resuscitation (CPR) level (BLS), Emergency First Response program and Compassion Fatigue training with its appropriate deliver methods and patient care equipment to this community.
2. Maintain the appropriate level of patient care equipment.
3. Via its internal administration process Emergency Health Services (EHPMDB) is to maintain call reports
4. In the case of poor community support or the delivery of inappropriate patient care the Emergency Health Services (EHPMDB) retains its ability to end its support to this said community.

Therefore Be It Resolved that the mutual agreement is to be implemented without any financial remuneration from any parties.
M.C.R. #2022/23-011.

Carried.

MOTION #5: Moved by Chris Maracle, seconded by Josh Hill to approve signing the rental lease with the Aboriginal Firefighters of Canada for office space at the Mohawk Fire Hall with the recommended additions.

Carried.

MOTION #6: Moved by Josh Hill, seconded by Chris Maracle to approve the Business Registration for The Coffee Shop Café, owner Shawn Sager.

Carried.

Meeting paused at 10:20am to attend fire hall donation announcement and break for lunch.

Reconvened at 1:00 p.m.

MOTION #7: Moved by Josh Hill, seconded by Chris Maracle to approve wording for Culbertson Tract Quarry Closure with revisions and schedule an open house to provide an update on the Culbertson Tract Partial Settlement.

Carried.

MOTION #8: Moved by Josh Hill, seconded by Chris Maracle that WHEREAS **Public - Rail Safety Week** is to be held across Canada from September 19 to 25, 2022;

WHEREAS it is in the public's interest to raise citizens' awareness on reducing avoidable accidents, injuries and damage caused by collisions at level crossings or incidents involving trains and members of the community;

WHEREAS Operation Lifesaver is a public/private partnership whose aim is to work with the rail industry, governments, police services, the media and other agencies and the public to raise rail safety awareness;

WHEREAS CN encourages the Chief and Council to adopt this resolution in support of its ongoing effort to save lives and prevent injuries in communities, including our community;

THEREFORE BE IT RESOLVED, to support national **Public – Rail Safety Week**, to be held from September 19 to 25, 2022.
M.C.R. #2022/23-012.

Carried.

MOTION #9: Moved by Stacia L. Loft, seconded by Josh Hill to approve a community visit with Victoria Bach a member of the Canadian National Ice Hockey Team, a gold medalist at the 2021 IIHF World Championships and was in Beijing for the Olympics, staff to coordinate community event.

Carried.

MOTION #10: Moved by Stacia L. Loft, seconded by Chris Maracle to approve signing the Shelters and Transition Houses Response and Recovery Funding Agreement with Women's Shelters Canada.

Carried.

MOTION #11: Moved by Chris Maracle, seconded by Stacia L. Loft to approve to identify funds available on an interim basis to address needs and develop appropriate programming for next year for the Home Support Home Maintenance Program.

Carried.

MOTION #12: Moved by Stacia L. Loft, seconded by Josh Hill to approve signing the Indigenous Services Canada (ISC) Funding Agreement 2122-ON-000027, Amendment #0021 for Post-Secondary Student Support Program in the amount of \$502,732.33.

Carried.

MOTION #13: Moved by Stacia L. Loft, seconded by Chris Maracle to acknowledge receipt of the BMO Mortgage Loan Guarantee Terms Update.

Carried.

- MOTION #14: Moved by Josh Hill, seconded by Stacia L. Loft to approve to enter into partnership with Royal Bank of Canada (RBC) for a Mortgage Loan Guarantee Program.
Carried.
- MOTION #15: Moved by Chris Maracle, seconded by Josh Hill to approve to maintain the Employee/Family Assistance Program for one more year and conduct in-house survey and education for available services.
Carried.
- MOTION #16: Moved by Chris Maracle, seconded by Stacia L. Loft to approve to deposit \$1 million from the donations for the new firehall into a five-year GIC with BMO as recommended
Carried.
- MOTION #17: Moved by Chris Maracle, seconded by Josh Hill to approve to pay the Gowling WLP Invoice #19836702 in the amount of \$2,366.00 regarding the Culbertson Tract Land Claim Partial Settlement.
Carried.
- MOTION #18: Moved by Chris Maracle, seconded by Josh Hill to approve to pay the Alan Pratt Invoice #6067 in the amount of \$2,653.50 regarding the Culbertson Tract Land Claim Partial Settlement.
Carried.
- MOTION #19: Moved by Chris Maracle, seconded by Stacia L. Loft to approve to construct 3 foundations, stamped concrete, bench and one 16 niche columbarium at the All-Saints Church (phase1) in the amount of \$29,225.00.
Carried.
- MOTION #20: Moved by Chris Maracle, seconded by Josh Hill to approve submitting an Expression of Interest to Indigenous Services Canada (ISC) for On-Reserve Housing Immediate Needs.
Carried.
- MOTION #21: Moved by Chris Maracle, seconded by Josh Hill that this meeting go into private. (2:52pm)
Carried.
- MOTION #23: Moved by Chris Maracle, seconded by Josh Hill that this meeting return to public. (3:11pm)
Carried.
- MOTION #24: Moved by Chris Maracle, seconded by Stacia L. Loft to approve to proceed with detailed design for the North Street Location by RFP and to apply using the Lot Service Stream for ISC's On-Reserve Housing Immediate Needs Expression of Interest for a Tiny Home Development.
- MOTION #25: Moved by Chris Maracle, seconded by Josh Hill to approve signing the Association of Iroquois and Allied Indian (AIAI) Letter of Agreement for the 2022-2023 AIAI Tobacco and Lawmaking Initiative in the amount of \$50,000.00.
Carried.
Declared conflict – Stacia L. Loft
- MOTION #26: Moved by Stacia L. Loft, seconded by Chris Maracle to host a general membership and audit meeting in mid-September.
Carried.

MOTION #27: Moved by Josh Hill, seconded by Chris Maracle to approve MBQ will match the contribution made by Build All Contractors for the construction of a splash pad on the Territory.

Carried.

MOTION #28: Moved by Chris Maracle, seconded by Josh Hill to approve to install two beach volleyball courts at the recreation complex using funding available through Indigenous Services Canada (ISC) and the Parks and Recreation funds.

Carried.

MOTION #29: Moved by Josh Hill, seconded by Stacia L. Loft that **WHEREAS** certain plaintiffs commenced a court action styled as *Curve Lake First Nation and Chief Emily Whetung on her own behalf and on behalf of all members of Curve Lake First Nation and Neskantaga First Nation and Chief Christopher Moonias on his own behalf and on behalf of all members of Neskantaga First Nation v Attorney General of Canada*, Court File No. T-1673-19, in the Federal Court on October 11, 2019 (the "**Federal Action**");

AND WHEREAS certain plaintiffs commenced a court action styled *Tataskweyak Cree Nation and Chief Doreen Spence on her own behalf and on behalf of all members of Tataskweyak Cree Nation v Attorney General of Canada*, Court File No. CI-19-01-24661, in the Manitoba Court of Queen's Bench on November 20, 2019 (the "**Manitoba Action**", and together with the Federal Action, the "**Actions**");

AND WHEREAS the Actions were certified by the respective courts as class proceedings;

AND WHEREAS the Attorney General of Canada and the plaintiffs in the Actions have negotiated a settlement agreement (the "**Settlement Agreement**") in respect of the Actions;

AND WHEREAS the Settlement Agreement provides that a First Nation that is a member of the class described in the Actions (the "**Class**") may provide the administrator appointed by the courts under the Settlement Agreement (the "**Administrator**") with notice of acceptance by that First Nation of the Settlement Agreement and thereby become entitled to certain compensation and benefits under the Settlement Agreement available to First Nation Class members;

AND WHEREAS the Mohawks of the Bay of Quinte is a member of the Class and the Tyendinaga Mohawk Council (the "**Council**") wishes to confirm and approve the acceptance of the Settlement Agreement by the Mohawks of the Bay of Quinte by passing this Band Council Resolution at a properly constituted meeting called for this purpose;

BE IT HEREBY RESOLVED THAT:

1. The Council hereby directs and authorizes Chief R. Donald Maracle, on behalf of the Mohawks of the Bay of Quinte, to approve and accept the Settlement Agreement, a copy of which was reviewed by the signatories below on behalf of the Council, and the Council hereby further directs and authorizes such signing authority to deliver an executed copy of this Band Council Resolution to the

Administrator to confirm acceptance of the Settlement Agreement by the Mohawks of the Bay of Quinte. The Council hereby acknowledges and confirms that no further actions are required by Council to accept the Settlement Agreement.

2. The Council hereby directs and authorizes the Chief, on behalf of the Mohawks of the Bay of Quinte, from time to time, to execute and deliver these resolutions and such further documents and instruments and do all acts and things as may be reasonably necessary to carry out and give effect to the Settlement Agreement, including, if the Chief determines appropriate, a confirmation of the individual class members resident on the Mohawks of the Bay of Quinte reserve while a long-term drinking water advisory was in force on that reserve during the period applicable to the Settlement Agreement.
3. These resolutions may be signed by the Chief and Council members in as many counterparts as may be necessary, in original or electronic form, each of which so signed shall be deemed to be an original, and such counterparts together shall constitute one and the same resolution. M.C.R. #2022/23-013.

Carried.

MOTION #30: Moved by Josh Hill, seconded by Chris Maracle that this meeting go into private. (3:17pm)

Carried.

Recorded by:
Amsey Maracle
Executive Assistant to the Chief

Chief R. Donald Maracle