



GENERAL COUNCIL MINUTES

APRIL 21, 2008

5:00 P.M.

The eight General Council meeting of the Fifty-fourth Elected Council of the Six Nations of the Grand River Territory was held on the above noted date in the Council Chambers of the Band Administration Building, Ohsweken, Ontario, N0A 1M0 with Chief William K. Montour presiding as chair. Cam Staats opened the meeting in prayer.

THOSE PRESENT:

Chief William K. Montour
David A. Hill
R. Joanne Johnson
R. Helen Miller
Levi White

Barbara Harris
G. Ava Hill
Wray Maracle
Melba Thomas

Carl Hill
George Montour
Christopher N. Martin
Claudine VanEvery-Albert

ABSENT:

IN ATTENDANCE:

Dayle Bomberry, A/Senior Administrative Officer
Karen Hill, Executive Director, Native Services, Children's Aid Society
Arliss Skye, Director of Social Services
Tony Misfud, Talbot Marketing
Paul General, Manager, Eco-Centre

GALLERY:

MEDIA:

Turtle Island News
Tekawennake

RECORDER:

Shirley W. Johnson, Council Secretary

CHANGES/ADDITIONS DELETIONS TO GENERAL COUNCIL AGENDA FOR APRIL 21, 2008

GC#125/04/21/2008

Moved by David Hill and seconded by George Montour that tonight's General Council agenda be adopted with the noted changes/additions/deletions.

Carried.

SIX NATIONS SOCIAL SERVICES

Re: Child Welfare/Jurisdiction

In Attendance: Arliss Skye, Director Social Services
Karen Hill, Executive Director, Native Services Branch, Children's Aid Society of Brant

At the last General Council meeting, it was agreed that the resolution supporting the Child Welfare Protection Services and that the service would be for all band members on the Six Nations and for all band members with the geographic area of Six Nations of the Grand River Territory. It was amended to read....."Six Nations Social Services, (Child and Family Services) if designated by the minister will deliver the Child Welfare Protection Services for the Six Nations community and eligible First Nations members within the Brant Service Area.

The concern is raised, to whom does Six Nations get reimbursed from to provide services to all who are in the community that are not band members and what can be done since this contradicts our residency by-law. Practically Six Nations cannot split their caseload i.e. they cannot split between status and non-status. When children are brought into care, status and non-status is a non-issue. This issue of eligibility could cripple our service.

Budget projections are based on last years funding figures. It is what is called "threshold funding". If you go below or above 5% then you are negatively or additionally funded. The monies that Six Nations is eligible for is based on and off reserve population numbers (they are built on status and non-status).

Six Nations would be doing a disservice to themselves if they did not consider on and off reserve population:

- Off-reserve as of April 1, serviced 61 files, on-going
- On-reserve as of April 1, serviced 46 files, on-going
- Investigations as of April 1, 12 files

SIX NATIONS ECO CENTRE,

In Attendance: Paul General, Manager

1) Species at Risk (S.A.R.S.) Workshop—information provided

The purpose of the workshops is to discuss how policies will be applied when the new Endangered Species Act 2007 comes into effect in June of 2008 and to help ensure that First Nations are accommodated with the SARS program. Six Nations is one of eleven First Nations that the Ontario Ministry of Natural Resources has been recognized as a potential location.

GC#126/04/21/2008

Moved by George Montour and seconded by Wray Maracle that this Council supports hosting a Species at Risk Workshop through the Ministry of Natural Resources at Six Nations.

Carried.

It was recommended that once the Eco Centre establishes a date and time for the Workshop, that the elementary schools within the Territory be notified and extended an invitation to attend the workshop.

2) Permit for Inter-Territorial Harvesting Agreement with the 1701 Treaty Territory—information provided

- i. If on private property, permission must be obtained by the property owner
- ii. Include in the permit "save harmless"

GC#127/04/21/2008

Moved by George Montour and seconded by Christopher Martin that this Council accept the "Inter-Territorial Harvesting Agreement within the 1701 Treaty Territory Permit" and that a letter be drafted by Paul General, Manager, Eco-Centre and Lonny Bomberry, Director of Lands and Resources to present this permit to the for inclusion on the agenda for the All Ontario Chiefs Conference in June of 2008.

Carried.

3) Source Water committee

GC#128/04/21/2008

Moved by George Montour and seconded by Barbara Harris that Councillor Christopher Martin and Paul General, Manager, Eco-Centre represent Six Nations on the Source Water Committee and that Paul General be given authority to vote on behalf of Six Nations along with Councillor Christopher Martin.

Carried.

REQUESTS FOR PERMISSION TO SOLICIT

Direct Energy—letter of request attached under Tab No. 6—NO LETTER RECEIVED

Over the past few days, calls have been received by local residents that Direct Energy has been to their home offering comparable electricity prices if a contract is signed.

Past experience has found that signing such contracts has “bound” our residents and has resulted in overly inflated hydro bills. Chief William Montour will draft a letter to Direct Energy informing them that “permission to solicit” has not been obtained by the Six Nations Council, the company is “trespassing on the territory and is therefore prohibited from soliciting within the Community.

GC#129/04/21/2008

Moved by Carl Hill and seconded by David Hill that Chief William Montour draft a letter to Direct Energy stating that permission to solicit has not been obtained, the company is trespassing on the Six Nations of the Grand River Territory and therefore they are not welcomed.

Carried.

1) Tony Mifsud—letter of request attached under Tab No. 6

According to his letter, Mr Mifsud has been providing service to the businesses on the Six Nations since 1982. His business includes consulting and providing art creation and promotional products to businesses, as well as to community service providers.

There were concerns that there is not process in place when a business wishes to solicit. The following issues were discussed in general and agreed that more discussion needs to take place:

- When businesses wish only to solicit to business and solicitation is part of the nature of their work
- No policies nor procedures

GC#130/04/21/2008

Moved by David Hill and seconded by Christopher Martin that anyone who wishes to enter onto Six Nations of the Grand River Territory for the purpose of soliciting, must have a “permission to Solicit” whether commercial or residential.

AMENDMENT

Moved by Carl Hill and seconded by Claudine VanEvery Albert that before anymore “permission to Solicit” letters are approved that this matter be deferred for more in-depth discussion by the Six Nations Council.

Amendment Carried.

GC#131/04/21/2008

Moved by Helen Miller and seconded by Claudine VanEvery Albert that this Council give permission to Tony Mifsud, Talbot Marketing, Hamilton, Ontario to continue to do service to the businesses of the Six Nations.

Carried.

ADOPTION OF THE GENERAL COUNCIL MINUTES OF MARCH 18, 2008

GC#132/04/21/2008

Moved by Carl Hill and seconded by David Hill that this council adopts the General Council minutes of March 18, 2008 as read.

Carried.

ADOPTION OF THE GENERAL COUNCIL MINUTES OF APRIL 1, 2008

GC#133/04/21/2008

Moved by Levi White and seconded by Carl Hill that this Council adopts the General Council minutes of April 1, 2008 as read.

Carried.

SIX NATIONS PARKS AND RECREATION COMMITTEE

In February of 2008, the Six Nations Council was approached by the Haldimand Proclamation Committee for permission to place the Haldimand Proclamation Monument within the Fairgrounds. Council had recommended that this matter be deferred to the Parks and Recreation committee that the most appropriate location could be determined with the input from the Parks and Recreation Committee, Six Nations Agricultural Society and the Haldimand Proclamation Committee.

GC#134/04/21/2008

Moved by Levi White and seconded by Carl Hill that this Council accept as information and acknowledge the agreement between the Six Nations Parks and Recreation Committee; the Proclamation Committee and the Six Nations Agricultural Society that the location of the proposed Haldimand Proclamation Monument be within the grassy area on the west side of the main entrance to the Six Nations Community Hall.

Carried.

SIX NATIONS ARTS AND CULTURE

GC#135/04/21/2008

Moved by Wray Maracle and seconded by George Montour that the Arts and Culture Committee recommends that Council waive the rental fees for the Haldimand Proclamation dinner on October 25 for the next three years and that it be recognized as a donation.

AMENDMENT

Moved by Helen Miller and seconded by David Hill that the matter of waving the rental fees for the Haldimand Proclamation dinner on October 25 and for the next three years be deferred until it can be determined how much it has cost in the past to waive rental fees and where the monies will be coming from for future waiving of rental fees.

6 IN FAVOUR

Amendment Carried.

6 OPPOSED

Chief William Montour broke the tie and voted in favour of the amendment.

SIX NATIONS ARTS AND CULTURE, Briefing Note provided

Recommendation:

That the Arts and Culture Committee take the idea of a Co-Chair for the Arts and Culture Committee to Council with the rationality that the Co-chair can start to form a structure to seek additional funding outside of government dollars.

Arts and Culture chair will take this matter back to the Arts and Culture committee for further discussion and consideration:

- Available Funding sources to be done by Co-ordinator
- If that is not possible, then consideration to a stand-alone committee
- Council does not see a problem with the committee just going ahead and applying

SIX NATIONS PUBLIC WORKS, Briefing Note provided

There was concern about Six Nations Council's policy process.

- Council should not be going through Departmental policies "clause-by-clause".

GC#136/04/21/2008

Moved by George Montour and seconded by Wray Maracle that this Council approves of the new and amended Public works Department Policies and Procedures as recommended by the Public Works Committee to supersede the existing policies and procedures.

Councillor Carl Hill opposed.

Carried.

SIX NATIONS HEALTH SERVICES, Briefing Note provided

At present, there are no policies, regulations or laws that governs rental units (on behalf of the tenant/landlord) that have health and safety issues ex. Mould. This matter was discussed at the Health Committee meeting and recommended to Council for further consideration.

If Council were to develop a by-law or policy for landlord and tenant, who would enforce it?

Other topics of discussion on this matter was:

- Ontario Landlord and Tenant Act/adopt some of this as a guideline
- Discuss this matter with confederacy
- Have a community meeting to discuss

GC#138/04/21/2008

Moved by George Montour and seconded by Claudine VanEvery Albert that the Six Nations Council addressing the possibility of establishing a landlord by-law for the Six Nations community rental properties to ensure the Health and Safety of individuals renting properties be referred to the Policy Analyst to do research.

Carried.

SIX NATIONS ENVIRONMENT

GC#139/04/21/2008

Moved by Christopher Martin and seconded by Levi White that the Six Nations Council accepts the report titled: "Groundwater Environmental Monitoring Report, Active Landfill Site, 2470 Fourth Line, Six Nations of the Grand River, dated March 27, 2008, and prepared by Clynt King, Manager, Environment Office.

Carried.

Second Reading Waived.

RECOGNITION OF BUSINESS

- (i) (DH/CVA) Doreen Hills Native Crafts, owned by Doreen Eleanor Hill--DEFERRED
- (ii) (LW/JJ) Ohgwehonwe Healing Initiatives (OHI), owned by Gary Trevor Martin--DEFERRED
- (iii) (HM/WM) Just a Buck, owned by Catherine General--DEFERRED

SCHEDULING

- FN Rally in Queens Park, Toronto
- April 26, 2008 Liberal Policy for Bran and Southwest Region, Community Hall, 10:00 to 2:00 p.m. (who will be attending)

- April 26 and 27, Council Retreat Conclusion, Niagara Falls
- April 28, 2008, Political Liaison

ADDED:

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- Annual General Assembly for Assembly of First Nations, July 15 to 17, 2008, Quebec City
 - All Ontario Chiefs Conference, June 3, 4 and 5, 2008, Red Rock First Nation
 - Senate Committee, Sub Committee on Population, Health Canada, June 16, 2008

GC#140/04/21/2008

Moved by Melba Thomas and seconded by Barbara Harris that the invitation to attend the Sub committee on Population, Health Canada be extended to the Six Nations Health Committee.

Carried.

GC#141/04/21/2008

Moved by Wray Maracle and seconded by Ava Hill that this Council appoints Councillor Carl Hill to the Six Nations Community Planning Committee.

Carried.

ADJOURNMENT TO GENERAL FINANCE

GC#142/04/21/2008

Moved by Wray Maracle and seconded by George Montour that that meeting be adjourned at 7:50 p.m.

Carried.

Signature of Chief William K. Montour