



GENERAL COUNCIL MINUTES

August 18, 2009

7:30 P.M.

The thirty-eighth 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 Administration Building, Ohsweken, Ontario, N0A 1M0 with Chief William A. Montour presiding as Chair and opened with a prayer by Pastor Ralph Garlow.

THOSE PRESENT:

Chief William Montour
Carl Hill
Christopher Martin
Claudine VanEvery-Albert

Barbara Harris
David Hill
Helen Miller
Levi White

Ava Hill
Wray Maracle
George Montour
Melba Thomas

ABSENT:

Joanne Johnson, personal

IN ATTENDANCE:

Delegation Representing Six Nations Farmer Association Group

- Ralph Sowden, Spokesman
- Frank Montour
- Jesse Porter
- Art Porter

GALLERY:

MEDIA:

Turtle Island News
Tekewanake

RECORDER:

Shirley W. Johnson, Council Secretary

CHANGES/ADDITIONS/DELETIONS/ADOPTION OF THE GENERAL COUNCIL
AGENDA FOR AUGUST 18, 2009

New Business:

- Councillor George Montour
 - Six Nations Farmer Association Group
- Councillor Melba Thomas
 - Update on Indian Residential School Resolution Support Program
- Councillor Wray Maracle
 - Resolution for out-of-town delegation for Councillor Barb Harris
- Councillor Ava Hill
 - Letter from Community member regarding Housing Issue
 - Letter from Community member/Oasis Dump
 - New NDP Leader of Ontario, Andrea Horvat

GC#256/08/18/2009

Moved by George Montour and seconded by Christopher Martin that this Council adopts the General Council Agenda for August 18, 2009 with the noted changes/additions/deletions.

ALL IN FAVOUR

CARRIED.

SIX NATIONS FARMERS ASSOCIATION GROUP

A delegation representing the six Nations Farmer Association Group were in attendance at tonight's meeting to express their concerns about the Policy administered by the Public Works Department and culvert installation. There are no provisions in the Policy that gives attention to culverts through roadside ditches that allows access to leased/owned lands being farmed and the Farmers Association is requesting that this Council override the existing Public Works Policy for Culvert Installation.

The situation as it is now is that if access is needed to lands farmed by the Farmers, a culvert has to be purchased by the Farmers and inspected by Public Works. The farmers pay for the culvert, and installation plus the inspection fee of \$150.00 (one hundred fifty dollars). If for some reason, the lease between the landowner and the farmer breaks down (example, selling of the property or building of home on lands farmed) the farmer loses the culvert and installation.

The farmers are proposing that they be allowed to install "temporary access culverts", which will be removed once farming of the lands cease, with all the costs being absorbed by the farmers.

The culverts would be installed so as not to impede ditch drainage.

This would also allow for the farmers to place concrete blocks barriers to prevent access to the cropped lands which can damage crops, by other vehicles (ex. Vehicles, stolen vehicles, ATV's).

GC#257/08/18/09

Moved by George Montour and seconded by Christopher Martin that the Council allow and adhere to the request of the Six Nations Farmers Association to have the ability to access lands being farmed; that the Six Nations Farmers Association install and remove any culverts necessary to roadside accesses at their own expense; that the \$150.00 (one hundred fifty dollar) inspection fee imposed by the Six Nations Public Works Department be waived and that this condition/situation will only apply to the 2009 harvest season.

THREE OPPOSED

CARRIED.

SECOND READING WAIVED.

COMMUNITY DEVELOPMENT COMMITTEE/EDUCATION

GC#258/08/18/2009

Moved by Claudine VanEvery Albert and seconded by Melba Thomas that this Council approves of the policy changes to the Six Nations Student Support Program Policy.

ALL IN FAVOUR

CARRIED.

GC#259/08/18/09

Moved by Claudine VanEvery Albert and seconded by Melba Thomas that this Council accepts as information the Six Nations Student Support Program brochure and application.

ALL IN FAVOUR

CARRIED.

RECOMMENDATION FROM PUBLIC WORKS DEPARTMENT

Briefing note and supporting documentation provided

In regards to the Salvation Army cemetery, a request was put forward by Councillor Barbara Harris and there were some questions at the Building and Infrastructure Committee. One of the questions was who is making the requesting and who is looking after the cemetery. Councillor Barb Harris claims she was given this responsibility of overseeing this cemetery in the 53rd term of Council since she is also Council's representative to Burials and Repatriation. At this point the existing Salvation Army cemetery is at capacity. She is recommending that an acre in front of the present cemetery be set aside to expand the cemetery to an additional acre. Councillor Harris has a list of all those who are buried there and has called upon the assistance of Richard Anderson, Anderson's Funeral Home, to complete the list of the blanks. Since the existing cemetery is at capacity, no more burials will be allowed to take place. It is believed that portions of the lands were to be set aside for the use of the Salvation Army (which were reverted back to the Band) and portions of the lands were give to the Six Nations Council by the late Norman Lickers and these lands were to be set aside as a cemetery for indigent burials.

For Council's consideration and further discussion:

- indigent burials
 - designation of and record keeping of burial lots for (who should be doing this)
- burials on private property
- policy for band-owned cemeteries
 - designation and record keeping of burial lots for (who should be doing this)

- Discussion has taken place with the Lands Department and Environmental Office to GPS locations of burial lots

GC#271/08/18/2009

Moved by George Montour and seconded by Levi White that this Council delegate Graham Sandy, Technical Services Engineer to survey a one acre lot located at the Salvation Army to extend the cemetery at the Salvation Army located on Tuscarora Road and that all pertinent information be brought back to this Council.

ALL IN FAVOUR

CARRIED.

GC#272/08/18/2009

Moved by Levi White and seconded by Claudine VanEvery Albert that this Council designate the Six Nations Policy Department to work along with the Lands and Membership Department to develop a policy grave sites designated as cemeteries on band-owned lands, and grave sites located on privately-owned lands.

ALL IN FAVOUR

CARRIED.

SECOND READING WAIVED.

BAND OWNED CEMETERY ON HIGHWAY No. 54

There are bones that are coming to the surface at the cemetery located at Highway No. 54. There are two areas on the cemetery lot, where the graves are quite shallow. The Old St. John's Anglican Church, which is presently located on Fifth Line, was located there. During a flood, the Church floated down river to its present location. Councillor Harris did a physical walk-through of the cemetery and some of the tombstones which are located there are from the 1800's and has also discovered that are two areas within the cemetery lot where bones have come to the surface. She is requesting that the shallow sites be covered up until after she contacts the Diocese to see what they are going to do about it.

GC#273/08/18/2009

Moved by Levi White and seconded by Barbara Harris that this Council direct Six Nations Public Works to provide however many loads of soil is needed (as a temporary fix) to fill in the shallow grave sites on the cemetery located at the former Saint John Anglican Cemetery located on Highway No. 54.

ALL IN FAVOUR

CARRIED.

SECOND READING WAIVED.

ADOPTION OF THE GENERAL COUNCIL MINUTES OF JULY 7, 2009

- Tawny Wilson's name should be spelled "Tahnee"
- GC#231/07/07/2009, Councillor Levi White was opposed
- GC#231/07/07/2009, Stevie Bomberry no longer works for Culligan Water and that they be notified that the permission to solicit for Stevie Bomberry is now void and nullified.
- GC#232/07/07/2009, make sure that a resolution has been made to designate Chris Martin onto the Elders Committee

GC#274/08/18/2009

Moved by Wray Maracle and seconded by David Hill that this Council adopts the General Council Minutes and Action Items of July 7, 2009 as read with the noted changes.

ALL IN FAVOUR

CARRIED.

ADOPTION OF THE GENERAL COUNCIL MINUTES OF AUGUST 4, 2009

General Council Minutes and Action Items of August 4, 2009

- Add Councillor Carl Hill as being in attendance

With regards to the stockpiling of tires that was discussed at the last General Council, Councillor George Montour has been informed of a program called Waste Diversion Ontario, "Used Tire Program that could establish Six Nations Council to act as a "collector" where the community could bring their used tires and sell them back to the Ontario Tire Stewardship Program. More investigation will be done by the Building and Infrastructure Committee.

GC#275/08/18/2009

Moved by Levi White and seconded by George Montour that this Council adopts the General Council Minutes and Action Items of August 4, 2009.

ALL IN FAVOUR

CARRIED.

WOODLAND CULTURAL CENTRE, Councillor Ava Hill, Memorandum AND Constitution

GC#276/08/18/2009

Moved by Ava Hill and seconded by Carl Hill that the Six Nations Council approves the Constitution of the Woodland Cultural Centre as presented.

ALL IN FAVOUR

CARRIED.

RECOGNITION OF BUSINESSES:

- (i) (JJ/LW) J.R. Warren Ltd, owned by George W. Beaver Jr.

GC#277/08/18/2009

Moved by Christopher Martin and seconded by George Montour that this Council provide a standard letter recognizing J.R. Warren Ltd., owned by George W. Beaver Jr. as a business operating on the territory.

TWO OPPOSED

CARRIED.

SECOND READING WAIVED.

GC#278/08/18/2009

Moved by David Hill and seconded by Claudine VanEvery Albert that Councillors Wray Maracle, Helen Miller and Ava Hill attend the Iroquois Caucus in Ottawa, Ontario on September 17 and 18, 2009.

ALL IN FAVOUR

CARRIED.

SECOND READING WAIVED.

NEW BUSINESS, COUNCILLOR WRAY MARACLE

A resolution is need for an out-of-town delegation attended by Councillor Barb Harris. She, along with elder Hubert Buck attended a repatriation ceremony in Vaughan, Ontario on August 17, 2009. The bones were of a woman and young child, believed to be mother and child. They were approximately 1450 years old and were of the Huron descent.

GC#279/08/18/2009

Moved by Wray Maracle and seconded by George Montour that Councillor Barbara Harris did attend a repatriation ceremony in Vaughan, Ontario, on August 17, 2009.

ALL IN FAVOUR

CARRIED.

SECOND READING WAIVED.

NEW BUSINESS, COUNCILLOR AVA HILL

- Letter from Community member regarding Housing Loan

A letter from a Community member regarding Housing Policy that a Six Nations Member could only access up to the maximum allowable in one's lifetime was distributed to Chief and Council. This warrants further consideration from the Housing Department and possible revision to the present Housing Policies to allow community members to re-assess housing dollars once a housing loan is paid in full and that the clause limiting the maximum allowable up to \$150,000.00 to "one" lifetime be revisited. This matter will be discussed at the next Building and Infrastructure Committee meeting.

- Letter from Community member/Oasis Dump

The Environmental Manager will be investigating this matter. Once the investigating is complete, there should be follow up to the request. It was suggested that a response be provided to all correspondents that are received from the community, even if the letter is just to acknowledge that their letter has been received and what the next steps are.

- New NDP Leader of Ontario, Andrea Horwath

The New NDP Leader wants to meet with Council. Chief Montour will extend a letter of invitation to her.

ADJOURNMENT

GC#280/08/18/2009

Moved by David Hill and seconded by George Montour that this meeting be adjourned at 9:26 p.m.

ALL IN FAVOUR

CARRIED.

Signature of Chief William K. Montour