



# SIX NATIONS COUNCIL



## MINUTES IN-CAMERA COMMITTEE OF THE WHOLE September 11, 2017

### MEMBERS PRESENT:

Councillor Charlie W. Martin  
Councillor Carl Hill  
Councillor Hazel Johnson  
Councillor Robert Johnson  
Councillor Helen Miller

Chief Ava Hill  
Councillor Melba Thomas  
Councillor Wray Maracle  
Councillor Audrey Powless Bomberry  
Councillor Sherri-Lyn Hill Pierce

### MEMBERS ABSENT:

Councillor Mark Hill  
Councillor Terry General  
Councillor David Hill

### IN ATTENDANCE:

Gary Phillips, Director of Finance  
Lonny Bomberry, Director of Lands and Resources  
Dayle Bomberry, Senior Administrative Office  
Victoria Racette, Communications Officer

### MEDIA

### GUESTS:

Ben Jetten





Councillor Terry General  
Councillor David Hill

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Victoria Racette, Communications Officer

**MEDIA**

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**RECORDER:**

Arleen Maracle, Community Liaison Officer

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Meeting came to order at 11:05 a.m. in the Council Chambers, with Chief Ava Hill presiding as Chairperson.





## ADOPTION OF AGENDA

ICCOTW#171-11/09/2017

Moved by Wray Maracle and seconded by Hazel Johnson that the Committee of the Whole adopts the agenda for the meeting of September 11, 2017.

- a) Councillor Sherri-Lyn Hill Pierce
- b) Update – Letter from Alex Jamieson
- c) Iroquois Lodge

**CARRIED  
UNANIMOUS**

## CONFLICT OF INTEREST

Councillor Charlie Wayne Martin declared a Conflict of Interest, for the Burtch Update and left the meeting.

## DELEGATIONS

### REQUEST – RE: TRESPASSING

Ben Jetten presented to Council.

A request came from the Men's Fire to remove Aaron Detlor from the territory.

Ben stated that Council could try and use the bi-law, or try the letter route, but it's not a sure thing.

Council is not sure if he is still on Six Nations. It was mentioned that Detlor may have an office at Rodney Hill's place. Council has to find out first if he is actually working on the territory and leasing.



Complaints were received from the community members and that is why this is issue came here. Council will ask Terry to investigate and find out if Detlor is working on the territory.



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## Burtch Update – Ben Jetten

Ben Jetten presented to Council.

## Comments:

- Asked for a modification of the injunction.
- Asked for 2 million
- Do you want to have further mediation
- Do you have any opinions to the offer she has made now?
- Consider if Council wants to make a formal offer





- They are in contempt
- That crop belongs to the Six Nations Elected Council on behalf of the people
- If the crop is taken off the land its considered theft
- Ask for 3 to 5 million plus court costs
- We should be asking for all of it, it's the
- Why do we have a court order and not enforcing it
- We did tell the OPP to go there
- According to the survey 59 % of our people want housing for the use if this land
- Ontario didn't go anything 2 years ago, want to see us fight
- Do we proceed with mediation, Council says yes, 19<sup>th</sup> of Sept.
- Let her get all the tobacco off
- Not negotiating jail time, we haven't asked for that, just ask for a fine, don't want to create more volatile situations
- How are we going to set an example not to get anyone else to go up there
- Cost avoidance and cost recovery
- Try to mediate and settle
- Let the community know what we are going to do with it, based on the survey
- Go ahead with mediation for the 25<sup>th</sup>
- Ask a third party expert for the price of the crop
- She will still want her large cut
- We shouldn't be splitting at all, we want something from all fazes not just \$500,000
- Litigation process continues if there is no settlement
- They're banking on Council not to do anything because we just want peace
- We didn't create the unrest
- She is set up to make cigarettes, and will make more profit with the finished product
- Go after Brian Poreba

#### ICCOTW#172-11/09/2017

Moved by Robert Johnson and seconded by Audrey Powless Bomberry that the Committee of the Whole recommends to the Six Nations Elected Council that our legal counsel, Ben Jetten proceed with mediation, with Kris Hill, in regards to the Burtch Lands, to take place on September 25, 2017, requesting the amount of Five Million (\$5,000,000.00) plus legal



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**CARRIED**  
**OPPOSED – ONE (1)**

**ICCOTW#173-11/09/2017**

Moved by Robert Johnson and seconded by Audrey Powless Bomberry that the Committee of the Whole recommends to the Six Nations Council to approve **SECOND READING** WAIVED for motion ICCOTW#172-11/09/2017.

**CARRIED**  
**OPPOSED – ONE (1)**



Lonny Bomberry, Dayle Bomberry and Councillor Robert Johnson will take part in the mediation on September 25, 2017.

Councillor Carl Hill made a motion to ask our Legal Counsel, Ben Jetten, to request 80% of the profits from the tobacco being harvested on the Burtch Lands by Kris Hill. There was no seconder to the motion.

**ICCOTW#174-11/09/2017**

Moved by Carl Hill and seconded by Sherri-Lyn Hill Pierce that the Committee of the Whole recommends to the Six Nations Elected Council direct our Legal Counsel, Ben Jetten, to proceed to take legal action, Motion for Contempt, against Brian Poreba, in regards to the Burtch Lands.

**CARRIED  
UNANIMOUS**

**ICCOTW#175-11/09/2017**

Moved by Carl Hill and seconded by Sherri-Lyn Hill Pierce that the Committee of the Whole approve **SECOND READING WAIVED** for motion ICCOTW#-11/09/2017.

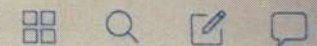
**CARRIED  
UNANIMOUS**

Council stated to state motion for contempt and seek jail sentence for Brian Poreba.

**APPROVAL OF MINUTES**

**ICCOTW#176-11/09/2017**

Moved by Melba Thomas and seconded by Audrey Powless Bomberry that the Committee of the Whole approves the minutes of August 28, 2017.



**CARRIED**



Whole recommends to the Six Nations Elected to approve **SECOND READING WAIVED**  
for motion ICCOTW#183-11/09/2017.

**CARRIED  
UNANIMOUS**

### **NEW BUSINESS**

#### **Hydro Surveys**

Some Councillors were asking about how to answer questions from community members regarding the Hydro Survey and the results.

Amy Lickers works for Chiefs of Ontario and is the contact person. Council can invite her to come and speak and update Council.

#### **Community Signs**

Councillor Sherri-Lyn Hill Pierce informed Council that the signs are being put up today at the edge of the reserve and the large billboards will be place at a later time. There are additional costs for those.

#### **Meeting With the Confederacy Council Statement**

Councillor Sherri-Lyn Hill Pierce asked if a statement could be made by Council letting the community know that the Six Nations Elected Council are, and have also been open, to meet with the Confederacy Council at any time..

Council stated that we have extended out hand many times to meet with them, through statements and invitations, and we are now waiting for the Confederacy to accept.