

Saturday July 27, 2019

## **Council Minutes**

Firekeepers opened Council @ 10:30 am.

All sides accepted minutes and agenda.

#1 – Mohawk/Seneca Bench – Mohawks reported that there are families still looking into who can help Council continue to function. Nothing to report today. Council agreed to set this aside today and urged our mothers to continue to try find helpers, amongst the ones who still believe in Longhouse and Council.

#2 – Hydro One and Ec. Dev. Corp. – Tekarihoken gave an overview of the Court date where the judge issued an injunction against us all, not to interfere with Hydro One's Niagara Reinforcement Line. Brian D. also added to the report. He acknowledged all the Chiefs and Clanmothers that attended Court and sat in the gallery to support Hayehe:s Matt Myke who agreed to read Council's statement in Cayuga Language. The judge seemed to have already had her mind made up. She simply narrowed it down to an internal argument, as to who gets the money at Six Nations. So far as we know the judge hasn't issued anything more than a temporary order. Gajinodawehe recalled that during negotiations Canada's representative admitted that they cannot produce document of sale for the Plank Road Lands. Is there a way that we can present that info to a judge? Deyohowe:to: Silversmith said that it was obvious that Band Council and their Ec. Dev. Corp. are pushing Hydro One to take us all to Court. Council also agreed to hear from Rhonda Martin, who has some info to share. She consulted Lawyers to ask their advice on the Hydro One case. They say that when Hydro One laid claim to being the owners, nobody challenged them to produce proof of sale. She's thinking about trying to fight in court. She has some lawyers willing to take the case (Pro-bono). Meaning, they will take the case without pay out front. Rhonda is letting Council know that she is going to try see what she can do, instead of letting this go unchecked. Mike Doxtator also reported his observations from Court. The judge said it had to do with money and wasn't involving the Crown's duty to consult. Judge also commented that the lines have been there a long time and doesn't view this as a new land "claim" issue. She also said Hydro One is not the "Crown" and hence they have no obligation to ensure "the duty to consult" has been met. He also reminded Council that MacMaster University Professor Charles Johnston done a report on the "1841 Surrender" which the Crown relies on as Six Nations giving up all remaining lands that hadn't been resolved. More information was shared by Hydro One reps then the Band Council shared with our community. They, and New Credit, stand to earn between \$50-\$100 Million if they get it done by September (N.R.P.). Band Council also guaranteed that the line would get completed undisturbed. Tekarihoken pointed out some of the judge's rulings. She mentioned that HCCC is not legal, under Indian Act. Judge also acknowledged that there are efforts and opportunities for HCCC to gain benefits for the Haudenosaunee. These would be jeopardized if the project doesn't get completed. Hohahes also spoke of

perhaps reviewing the work and approach Deskaheh attempted in the 1920's. To approach independent countries, and form a tribunal to hear our case vs Canada.

\*\*\*\*\* LUNCH BREAK. \*\*\*\*\*

All sides agreed to set a date for a meeting with the Crown here to discuss our disputes over the Hydro One issue and Band Council. We will have HERC do the letter within 2 weeks and for it to invite the Crown to our September 7<sup>th</sup> Council. The other Council's will be invited/asked to attend to assist us.

#3 – Restructure Work – Dehatgahdohs distributed papers and went over the work being done to restructure our function, administrative committees etc. Recapped the 2 day strategy meeting held here in June.

(Hohahes left at 4 pm, Johahai:se took over minutes.)

## **Agenda – July 27 & August 24, 2019**

#1 – What can be done to help Council? – Mohawk/Seneca Bench – Any follow-up?

#2 – Hydro One & Ec. Dev. Corp. – Updates?

#3 – Restructure Work

#4 – H.E.R.C.

#5 – Mike Davis

#6 – Justin Sandy Request

#7 – Band Council – Appointment of 4 people to a working group (M.O.U. & 8 Points of Jurisdiction...) what does Council want to do? Do we accept their four? (Reva Bomberry, Phil Monture, Courtney Martin, Rod Whitlow), and who will we appoint? They also suggest a community meeting, where both Councils address the community, to show we are trying to get the Indian Act out of Six Nations on our own terms.

#8 – Water Project

#9 – Barb General

#10 – Johnson Family – Landfill issue