

Indian and Northern Affairs Affaires Indiennes et du Nord

Hemera Board of Education

REFERRED TO DESTINATAIRE	PURPOSE - OBJET	DATE	INITIAL INITIALES	P.A. DATE DATE DE RANGEMENT	S.P. DATE DATE DE RAPPEL	INITIAL INITIALES	SECONDS INSPECTION EXAMEN DU SERVICE DES ARCHIVES
E	177509 AUL 1178		Ym	11/8/78			
E	177510 AUL 1178		Ym	11/8/78			
E	178574 OCT 1178		Ym	13/6/78			
E	182034 MAR 1079		Ym	20/3/79	11/1/79		Ym
E	BF 182034	11/6/79	Ym	5/3/80		Ym	
E	190252 MAR 1380		Ym		25/10/80	Ym	
E	190290 MAR 1480		Ym	5/3/80		Ym	
E	190523 MAR 1680		Ym	15/5/80		Ym	
E	190815 MAR 1780		Ym	13/5/80		Ym	
E	191036 APR 1580		Ym				
E	191620 APR 2780		Ym	15/5/80		Ym	
E	191930 MAY 1380		Ym	15/5/80		Ym	
E	192347			15/5/80		Ym	
E	192687	5/6/80	Ym	5/6/80		Ym	
E	192839 JUN 1180		Ym	11/6/80		Ym	
E	193055 JUN 1680		Ym		21/8/80	Ym	
E	193190 JUN 2380		Ym		21/8/80	Ym	
E	193510 JUL 1380		Ym		11/6/80	Ym	
E	193631 JUL 2380		Ym	25/1/80		Ym	
E	B7 - 194042	Aug 21	Ym	15/10/80		Ym	
E	195634	22/10/80	Ym		11/1/80	Ym	
E	195855	DEC 15 1980	Ym	25-1	Dec 15 1980	Ym	
E	195776	DEC 5 1980	Ym	9/12/80		Ym	

CLOSED
AUG/80

BFFOR 12/1991
FOR DISPOSAL ACTION

VOL. NO. - VOL. N°		SUBJECT - SUJET	
3		HEMERA BOARD OF EDUCATION	
TO - A		FILE NUMBER - DOSSIER N°	
8/80			
FROM - DE			
FEB 73		25-11- HEMERA B. OF EDUC.	



Indian and
Northern Affairs

Affaires indiennes
et du Nord

63935 1051 17

file copy for Kenora B.d.
25-11

Toronto, Ontario M4T 2P8
February 15, 1977

Your file Votre référence

Our file Notre référence 487/25-11-522 (E1)

District Manager
Kenora District

Father Moss School

Please find attached a copy each of letter from the A/Director of Education, Operations - Ottawa, and from the Director of Legal Services - Ottawa, referring to the proposed agreement and the comments made by D.K. Hay, Director of Education, Kenora Board of Education. These are being forwarded for your information.

G.A. Mullin
Regional Superintendent of Elementary
and Secondary Education
Ontario Region

Attachs.

Indian and
Northern Affairs

Affaires indiennes
et du Nord

Ottawa, Ontario K1A 0H4

January 25, 1977

Re: 1.25.6.199

487/25-11-179

Mr. P.E. Bisson,
A/Director,
Education - Operations

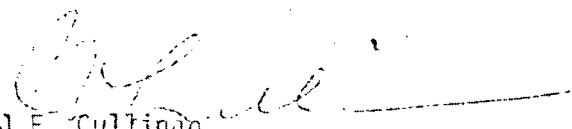
s.23

[REDACTED]

[REDACTED]

[REDACTED]

JFC/df1


(for) J.F. Cullinan,
Director, Legal Services.

Indian and Northern Affairs
Affaires indiennes et du Nord

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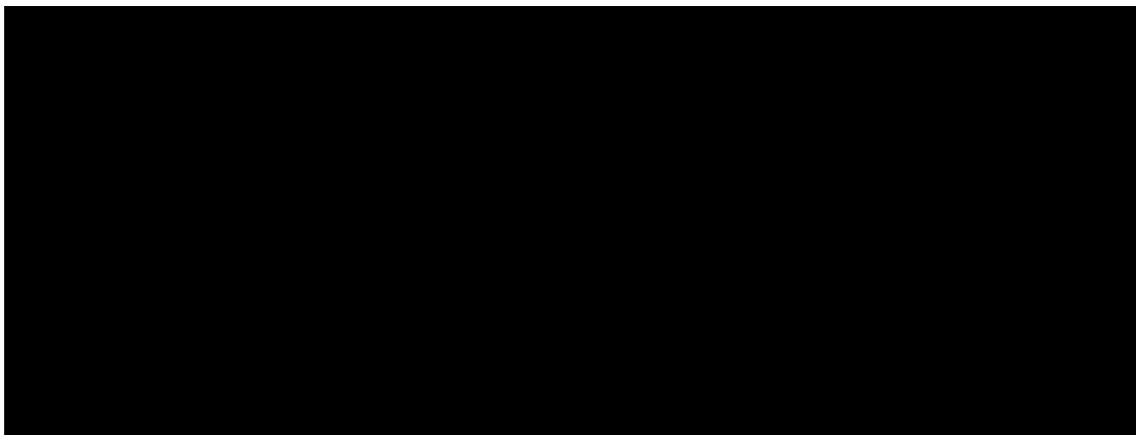
OTTAWA, Ontario K1A 0H4
February 4, 1977
FEB 10 00 40 '77

Regional Director General
Toronto, Ontario

Subject: [Redacted]

487/25-11

s.23



Attachment

P. E. Bisson
P. E. Bisson,
A/Director,
Education-Operations.

Kenora, January 5, 1976

Mr. G.A. Mullin
A/Assistant Regional Director
Education, Ontario

487/25-11 (E)
Kenora Board of Educ.
c.r. 487/25-11-576


Father Moss School, Sioux Narrows

Draft copy of the tripartite agreement for the termination of the Joint School Agreement concerning Father Moss School prepared by the Ministry of Education and revised by our Headquarters has been submitted to both the Kenora Separate and Public School Boards as per attached memos December 21, 1976.

— Mr. Ken Hay, Director of Education, for the Public Board, has proposed some changes to the draft as per attached letter of December 29, 1976.

In my opinion these changes are acceptable and I agree that they are consistent with the earlier discussions. Specifically, there was never any question that the amount repayable to the Federal Government would be \$103,357.71, less depreciation of four percent per year commencing September 1, 1974. Please advise me whether the depreciation should be calculated at four percent yearly on the decreased balance in which case the amount would be approximately \$87,790, or a straight 16% for four years which will result in a depreciated amount of about \$86,820.

Both Boards have made a submission to the Thunder Bay Regional Office of the Ministry of Education concerning provincial grants to make this transfer of Father Moss School possible. The Ministry's reply is expected within two weeks from today.


Erik Weigaldt
District Supt. of Education
Kenora District

encl.

c.c. Mr. Paul Bisson
A/Director, Education Operations, Ottawa

Chief Andy White
Whitefish Bay Band

102938 DEC 30 1976

Mr. V. Clancy, Chairman
Mr. D. K. Hay, Director of Education
Mr. W. O'Neill, Business Administrator

The Kenora Board of Education

ADMINISTRATIVE CENTRE 100 FIRST AVENUE WEST BOX 1270 KENORA, ONTARIO P9N 3X7

December 29, 1976.

Mr. Erik Weigeldt,
District Superintendent of Education,
Indian and Northern Affairs,
100 - 4th Avenue South,
Kenora, Ontario. P9N 1Y6

Dear Mr. Weigeldt:

This is in reply to your communication of December 21st regarding the proposed agreement between the Department of Indian Affairs and the two School Boards regarding the Father Moss School building. Your letter will be referred to the attention of the Board at its next meeting.

In the interim, however, I would like to draw your attention to a number of items included in the agreement which seem to be either inconsistent with our earlier discussions, or which may require change in light of the possibility that The Kenora Board of Education will purchase the Father Moss building rather than lease it:

Paragraph 1. Change the sentence starting "Moreover, the Minister agrees that the Separate School Board may lease the said school..."

-to-

"Moreover, the Minister agrees that the Separate School Board may lease, sell or otherwise dispose of the said school..."

Paragraph 2. Delete - and change to -

"The Separate School Board and the Board of Education agree that in consideration of the payment of monies provided for in Paragraph 3 hereunder, the Separate School Board will enter into an agreement to lease or sell the Father Moss School to the Board of Education upon such terms and considerations as shall be set out in the agreement between the said Boards."

Paragraph 3. Change "the sum of \$100,000 payable in 10 equal and consecutive annual instalments of \$10,000."

-to-

"the sum of \$86,820.48 payable in 10 annual and consecutive instalments of \$8,682."

● Erik Weigeldt (cont'd)

- Page 2 -

December 29, 1976.

We will advise you at the earliest possible date regarding the development of an agreement between the two Boards.

Yours truly,



D. K. Hay,
Director of Education

DKH:ds

100 - 4th Avenue S.
Kenora, Ontario
December 21, 1976

Mr. Vincent Clancy
Chairman
The Kenora Board of Education
100 First Ave. West (Norman) (Box 1270)
Kenora, Ontario

487/25-11 (E)
Kenora Bd. of Educ.

Dear Mr. Clancy:

Father Moss School, Sioux Narrows, Ontario

I make reference to the discussions concerning the take-over of Father Moss School by the Kenora Board of Education as of September 1, 1978, and the plans for the construction of a new federal school on the Whitefish Bay Indian Reserve.

In order to obtain approval for capital funds for the construction of this new school it will be necessary to reach agreement on the termination of the existing Joint School Agreements between the Kenora District R.C. Separate School Board and the Department of Indian Affairs. Since the Kenora Board of Education wishes to utilize the school buildings of Father Moss School, the Ministry of Education, Toronto, prepared a draft copy of a tripartite agreement to that effect. This draft copy has been reviewed and revised by the Legal Counsel of the Department and is enclosed for the consideration by your Board.

May I emphasize that agreement to terminate the existing Joint School Agreements and agreement to repay the unamortized portion of the Department's investment in the sewage treatment plant at Father Moss School have to be reached before Treasury Board will give approval for capital funds for the construction of the new school on the Whitefish Bay Reserve. In order to have this new school operational by September 1, 1978, it will be necessary to obtain Treasury Board approval before April 1, 1977. Therefore, it is most urgent that both Boards reach agreement in the near future and sign the proposed tripartite agreement. Please advise me as soon as possible of any changes you wish to make in the enclosed draft copy, in order to give the other parties time to review them.

Yours very truly,

~~Official Signature~~
ERIK WEIGELDT

Erik Weigeldt
District Supt. of Education
Kenora District

encl.

c.c. Mr. Ken Hay, Director of Education
Mr. G.A. Mullin, A/Assist. Regional Director, Education, Ontario

See file
25-11-576



Indian and
Northern Affairs

Affaires indiennes
et du Nord

162824 DEC 17 76

Toronto, Ontario M4T 2P8
December 14, 1976

Your file Votre référence

Our file Notre référence 487/25-11-522 (E)

District Manager
Kenora District

Attn: District Superintendent of Education

Father Moss School

This will refer to our telephone conversation of this date and to the draft copy of the Ministry of Education agreement prepared in their Toronto office and forwarded to their field offices for consideration. As I indicated, this draft copy was sent to Ottawa for their review and the attached revised draft document has been returned from Ottawa after consultation with our Legal Counsel.

The attached document eliminates the necessity for two additional agreements, i.e. (1) an agreement between the Minister and the Separate School Board and (2) an agreement between the Minister and the Board of Education. It also provides for the latter to make payment in full at any time.

Again, as we discussed, this document will provide an opportunity for you to raise the urgency to have the payment to the department finalized at an early date. ~~We suggest that this draft be presented to the parties involved with the view to reaching consensus on an agreement. Any significant change to the proposed agreement will necessarily be referred to our counsel in Ottawa.~~

G.A. Mullin
A/Assistant Regional Director
Education, Ontario Region

Attach.

DRAFT FOR DISCUSSION ONLY

MEMORANDUM of AGREEMENT made this day of 1976

BETWEEN: Her Majesty the Queen in Right of
Canada, represented by the Minister
of Indian Affairs and Northern
Development, hereinafter called
'the Minister'

OF THE FIRST PART

AND

The Kenora Board of Education, in
the Province of Ontario, hereinafter
called 'the Board'

OF THE SECOND PART

WHEREAS the Board wishes to lease Father Moss School at Sioux Narrows, Ontario,
from the Kenora District R.C. Separate School Board as of September 1, 1978;

AND

WHEREAS the Minister invested the sum of \$103,357.71 for the construction of
a Sewage Treatment Plant at the Father Moss School site, this sum representing
184/200ths of the total cost of the Sewage Treatment Plant of \$112,345.33.

AND

WHEREAS the rate of depreciation for the said Sewage Treatment Plant is calculated
at four per cent per year commencing September 1, 1974;

NOW THIS AGREEMENT WITNESSES that the Minister and the Board agree to enter
into a Rental Purchase Agreement for the said Sewage Treatment Plant as of
September 1, 1978, on the following terms and conditions:

1. The Minister leases the Sewage Treatment Plant at the Father Moss School
Site to the Board commencing September 1, 1978, for a period of ten years;
2. The Board as the Lessee agrees to pay rent in the amount of \$103,357.71
less depreciation of four percent per year commencing September 1, 1974;
The rental payments to be made in ten yearly instalments each First Day
of September, the first payment to be due September 1, 1978, and the final
payment to be made on September 1, 1987, as per attached pay schedule;
3. The Board as the Lessee assumes full responsibility for the cost of operation,
maintenance, and repairs of this Sewage Treatment Plant for the duration of
the lease-term;
4. Upon expiry of this lease-term and upon payment of the agreed upon rent the
Board shall own that portion of the Sewage Treatment Plant for which the
Minister paid the initial cost.

IN WITNESS WHEREOF the Minister of Indian Affairs and Northern Development has
hereunto set his seal on behalf of Her Majesty in Right of Canada and the Board
of Education has executed this Agreement by the hands and seals of its proper
officers duly authorized in that behalf this day of 1976.

- 2 -

SIGNED, SEALED and DELIVERED
IN THE PRESENCE OF

HER MAJESTY THE QUEEN IN RIGHT OF
CANADA

Witness

Minister of Indian Affairs and
Northern Development

Witness

The Kenora Board of Education

Draft for Discussion Only.

Memorandum of Agreement made this Day of 1976

Between:

Her Majesty The Queen in Right of
Canada, represented by the Minister
of Indian Affairs and Northern
Development, hereinafter called
'the Minister'

Of The First Part

And

The Kenora Board of Education,
in the Province of Ontario,
hereinafter called 'the Board'

Of The Second Part

Whereas the Board wishes to leave
Fletcher Moss School at Sioux Narrows,
Ontario from the Kenora District R.C.
Separate School Board as of September 1,
1978;

And

Whereas the Minister invested the
sum of \$103,357.71 for the construction
of a Sewage Treatment Plant at the
Fletcher Moss School site, this sum
representing 184/200ths of the total
cost of the Sewage Treatment Plant
of \$-112,345.33

And

Whereas the rate of depreciation for the said Sewage Treatment Plant is calculated at four per cent per year commencing September 1, 1974;

Now This Agreement Witnesses that the Minister and the Board agree to enter into a Rental Purchase Agreement for the said Sewage Treatment Plant as of September 1, 1978 on the following terms and conditions:

1. The Minister leases the Sewage Treatment Plant at the Father Moss School Site to the Board commencing September 1, 1978 for a period of ten years;
2. The Board as the Lessee agrees to pay rent in the amount of \$103,357.71 less depreciation of four per cent per year commencing September 1, 1974;

The rental payments to be made in ten yearly instalments each First Day of September, the first payment to be due Sept. 1, 1978 and the final payment to be made on September 1, 1987 as per attached pay schedule;

3. The Board as the Lessee assumes full responsibility for the cost of operation, maintenance, and repairs of this Sewage Treatment Plant for the duration of the lease-term;

4. Upon expiry of this lease-term and upon payment of the agreed upon rent the Board shall own that portion of the Sewage Treatment Plant for which the Minister paid the initial cost.

In Witness Whereof the Minister of Indian Affairs and Northern Development has hereunto set his seal on behalf of Her Majesty in Right of Canada and the Board of Education has executed this Agreement by the hands and seals of its proper officers duly authorized in that behalf this Day of 1976

Signed, Sealed and Delivered
in the presence of

Her Majesty The Queen
in Right of Canada

Witness

Minister of Indian
Affairs and North. Dev.

Witness

The Kenora Board of Educ.



Indian and
Northern Affairs

Affaires indiennes
et du Nord

13880-SEP 17 73

District Supervisor
Kenora District

Toronto, Ontario M4T 2P8
September 10, 1973

Your file Votre référence

Attention: District Superintendent
of Education

Our file Notre référence 401/25-11 (E6)

Joint School Expenditures
1973-74

A review of our joint school agreements for the current period indicates that you have outstanding balances with the following boards:

Dryden Board of Education Wabigoon Public School No. 487/25-11-563	\$54,968
Kenora RC/Sep School Board Father Moss School No. 487/25-11-576	\$73,600
Kenora Board of Education Kinvalley School for Retarded Children No. 487/25-11-569	\$28,717

Are there any further developments in the signing of this agreement ?

Please advise when we may expect an audited statement of expenditures (showing the federal tax rebate) for these projects, so that the final payment may be determined accordingly.

M. Rehaluk
A/Assistant Regional Director
(Education), Ontario



Library and Archives
Canada

395 Wellington Street
Ottawa, ON K1A 0N4

Bibliothèque et Archives
Canada

395, rue Wellington
Ottawa, ON K1A 0N4

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TITLE/TITRE EDUCATION - KENORA BOARD OF EDUCATION , 1973-02-01 - 1980-08-
31

RG 010 - Indian and Inuit Affairs MG R- SERIES/SÉRIE

ACCESSION 2017-00019-1 VOL PAGE(S)

BOX/BOÎTE 5 REEL/BOBINE

FILE/DOSSIER 487/25-11, v. 3

DATE April 11, 2019