

Eastern Band of Cherokee Indians

*PO Box 455
Cherokee, NC 28719*



Meeting Minutes - Final

Tuesday, April 5, 2016

8:30 AM

Budget Council

I. Call to Order - Chairman**< II. Prayer - Andrew Duff****III. Roll Call**

Travis Smith is also present but he isn't listed.

Present: 11 - Council Member Adam Wachacha, Council Member Alan "B" Ensley, Council Member Albert Rose, Council Member Anita Lossiah, Chair Bill Taylor, Council Member Bo Crowe, Vice Chairman Brandon Jones, Council Member Marie Junaluska, Council Member Richard French, Council Member Teresa McCoy and Council Member Tommey Saunooke

IV. Orders of the Day**V. Reports and Announcements**

2015-1333 Governmental Affairs Line Item be placed in Tribal Council's budget

Attachments: [Tribal Governmental Affairs Line Item -Travis](#)

*This was vetoed resolution 150. Travis Smith made the move to override. B Ensley called for the second. *Vote was 62 to override and 38 to uphold. Teresa McCoy; Richard French; Bo Crowe; Marie Junaluska; Tommey Saunooke voted to uphold. 38 Travis Smith; B Ensley; Anita Lossiah; Brandon Jones; Adam Wachacha; Albert Rose voted to override for 62 votes. To override they needed 66.6 upheld*

2015-1353 Request for time -Rick Queen-Demonstration K9

2015-1354 Request for time - Warren Dupree-Charels George Memorial Project

2015-1355 Request for time-Tonya Carroll-Recognize One Feather Staff

2015-1357 Request for time -Keyonna Hornbuckle-w/heathy kids running series

2015-1379 Request for time-Richard French-Present plaque to emergrcy serviecs

1.) 2015-1366 Tabled Ord. No. 164 (2016) -Tommey Saunooke-Debt Service Sinking Fund

Attachments: [file id 1366 res 164](#)
tabled

2.) [2015-1255](#) Tabled Ord. 81 (2016) Amendment to Cherokee Code Sec. 143-10 - Fire Prevention
Attachments: [Ord. 81 2016](#)
tabled

3.) [2015-1234](#) EBCI purchase property from Sequoyah family heirs for the purchase price of \$1,750,000.00 to operate trout production facilities
Attachments: [tabled 2015-1234](#)
Fisheries and Wildlife land purchase Backup

The vote for this resolution was 64 = Teresa McCoy; Richard French; B Ensley; Anita Lossiah; Bill Taylor; Bo Crowe; Marie Junaluska; Tommye Saunooke No 18 = Travis Smith; Brandon Jones Abstain 18 = Adam Wachacha; Albert Rose passed

4.) [2015-1291](#) Tabled Ord. 116 (2016) Animal Control - Captive Bears
Attachments: [Ord. 116 2016](#)
tabled

5.) [2015-1294](#) Tabled Ord. No. 119 Merging of two Regulatory Agencies - Tribal Gaming and Alcohol Beverage Control Commission
Attachments: [Ord. 119 2016](#)
tabled

6.) [2015-1334](#) Tabled Res. No. 151 (2016) Tribal Council approves Calvin Ernie Hill to proceed with the harvesting of his timber on possessory holding designated for harvest by Cherokee Agency Forestry and is to be cut in accordance with guidelines set forth in CFR 25 163 and IAM rules and procedures
Attachments: [2015-1334](#)
tabled

7.) [2015-1342](#) Cherokee Code Section 117-19 be amended Contracts with the Tribe
Attachments: [Section 117-19 be amended Contracts with the Tribe](#)
[budget 2015-1342](#)
withdrawn

8.) [2015-1380](#) Budget Amendment - Office of Environment & Natural Resources (OENR) - Addition of Intern Position - General Assistance Program grant funded

Attachments: [April 2016 OENR Resolution](#)

April 2016 OENR T#60350

Unanimous vote 100

passed

9.) [2015-1381](#) Budget Amendment - CDOT-BIA Roads-IRR - Addition of Federal Highway grant modiciation

Attachments: [April 2016 CDOT-BIA Roads-IRR Resolution](#)

April 2016 CDOT-BIA Roads-IRR T#60583

This resolution was passed unanimously 100

passed

10.) [2015-1382](#) Budget Amendment - Regulatory Compliance - Addition of 3 intern positions

Attachments: [April 2016 Regulatory Compliance Resolution](#)

April 2016 Regulatory & Compliance T#61222

This resolution was passed unanimously 100

passed

11.) [2015-1369](#)

-Stephanie Maney-Donation to rez girlz basketball team

Attachments: [rez girlz res new](#)

stephanie maney nayo w-9

stephanie maney nayo 1

stephanie maney attachment

stephanie maney attachment 2

joseph bird attach 1

joseph bird attach 2

joseph bird attach 3

joseph bird attach 4

This resolution was passed unanimously 100

passed

12.) [2015-1375](#) Request for Resolution-ITSWG Request for study for cell towers

Attachments: [ITSWG RES](#)

ITSWG attach 1

ITSWG attach 2

*This resolution was passed unanimously
passed*

13.) [2015-1376](#)

Transit is authorized to submit a continuing grant application for federal and state funding in the amount of \$68,453 for FY2016 and FY2017 and be responsible for local matches of \$50,454

Attachments: [demakus 2 b](#)

*Tommye Saunooke - Move to amend strike, "Continuing and 2017" Marie Junaluska was absent from the vote .
passed as amended*

14.) [2015-1377](#)

Planning Office of the EBCI Commerce Division of the EBCI be authorized to submit an application package to the Cherokee Preservation Foundation in the amount of \$70,000 towards completing the FY2017 CEDS

Attachments: [demakus ceds2012](#)

*Passed unanimously
passed*

15.) [2015-1374](#)

Tribe to guarantee an equipment lease with First Citizens Bank for a term of 60 months which cost shall not exceed approximately \$35,574.60 (Sequoyah National Golf Club)

Attachments: [sequoya national golf club llc](#)
[sequoya national golf club llc attachment](#)

*Resolution 174 (2017) was passed unanimously
passed*

Lunch

16.) [2015-1373](#) Tribal Council approves that Frances Queen Toineeta be paid \$1,000,000.00 for compensation for the use of parcels for a water tower and water treatment and for not fairly compensating her husband Joshua or Frances from 1972-2012
Attachments: [frances toineeta water tower back pay](#)
*Res. No. 166 (2017) passed unanimously
passed*

17.) [2015-1378](#) Retroactive reimbursement of per capita distribution to Mr. Watty Driver Eugene Morgan
Attachments: [sheena meader legal](#)
*Travis Smith, B Ensley, and Bill Taylor absent Res. No. 175 was passed unanimously
passed*

18.) [2015-1370](#) Request that solar panels be put on Tribal Buildings - Submitted by Johnny McCoy & Kevin Jackson
Attachments: [replace 1370](#)
tabled

19.) [2015-1391](#)
Attachments: [housing res 1](#)
[housing res 2 attachment](#)
[housing attach for james plummer](#)
*Travis Smith absent. Res. No. 177 passed unanimously
passed*

20.) [2015-1392](#) Tribal Council authorizes the sale of Wolfetown Community Parcel No. 671 to Susan Nadine Lossiah for the purchase price of \$86,700
Attachments: [housing res 3](#)
[housing res 4](#)
[housing res 2 attachment](#)
*Res. No. 178 - Passed Unanimously
passed*

21.) [2015-1365](#) Tabled Res. No. 179 (2016) - EBCI to purchase the Nununyi Mound for a purchase price of \$650,000
Attachments: [12](#)
tabled

22.) [2015-1360](#) Request for Resolution-Tony Bernhisel wishes to have the BIA yardsales be moved to Cherokee Fair Grounds

Attachments: [toney bernhisel](#)

withdrawn

23.) [2015-1368](#) BalsamWest Fiber NET,LLC-telecommunication services

Attachments: [balsam west fiber](#)

passed

Lunch

Emergency Resolutions

Banishment Items if Necessary

V. Recessed