

Eastern Band of Cherokee Indians

*PO Box 455
Cherokee, NC 28719*



Meeting Minutes - Final

Tuesday, January 5, 2016

8:30 AM

Budget Council

I. Call to Order - Chairman**II. Prayer - Vice Chief Sneed****III. Roll Call - Myrtle Driver**

Present: 12 - 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, Council Member Tommye Saunooke and Council Member Travis Smith

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

[2015-1229](#) Request for Time - Roseanna Belt - WCU Cherokee Center Update

[2015-1250](#) Request for Time - Vice Chief - Presentation to Marketing and Promotion

[2015-1232](#) Request for Time - Mary Thompson - Committee Report, Council for Native American Farmers & Ranchers

- 1.) [2015-1208](#) Tabled Ord. 32 (2015) Sect. 117-15 - Tribal Council Pay and Retirement plan.

Attachments: [Ord. 32 2015](#)

tabled

- 2.) [2015-1228](#) Swain County High School Men's Varsity Soccer Team Request Donation

Attachments: [Swain HS Men's Soccer Donation](#)

Swain HS Men's Soccer Donation Backup

Res. No. 61 (2016)

passed

- 3.) [2015-1225](#) Budget Amendment - Office of Environment & Natural Resources (OENR) - addition of intern position (grant funded)

Attachments: [January 2016 OENR Resolution](#)

OENR T#31073

passed

- 4.) [2015-1234](#) EBCI purchase property from Sequoyah family heirs for the purchase price of \$1,750,000.00 to operate trout production facilities
Attachments: tabeld 2015-1234
Fisheries and Wildlife land purchase Backup
held
- 5.) [2015-1235](#) EBCI assist with the costs of PFC Charles George Memorial Fund Project which includes the design and creation of two (2) life-size bronze statues of PFC Charles George for placement at the VA Medical Center in Asheville, NC and at a location to be determined in Cherokee, NC
Attachments: [Charles George Memorial](#)
Charles George Memorial Backup

This resolution was amended two times. The first amendment made by Councilman Wachacha - Change 2015 to 2016. Councilwoman McCoy seconded the move and it was carried unanimously. The second amendment was made by Councilwoman Teresa McCoy - Insert, "\$35,000 from General Fund 1 time donation line item." Councilman Wachacha - seconded the amendment. It was carried unanimously.
passed as amended
- 6.) [2015-1237](#) Emergency Management is authorized to apply and accept funds from the NC Department of Public Safety, NC Emergency Management Division
Attachments: [Homeland Security Grant](#)

This resolution was passed with 21 absent. Teresa; Richard and B were absent.
passed
- 7.) [2015-1238](#) PHHS, Operations Division be authorized to apply and accept funds from the USET; THPS: CDC-Wellness in Indian Country; Sub-Award, 5 year project and receive average award for future years up to \$100,000
Attachments: [Good Health and Wellness Grant Revision](#)
Good Health and Wellness Grant Revision Backup

Vice Chairman Jones made the move to amend the resolution to change, "Deputy Health Officer to Security Health Officer. Councilmember Crowe - called for the second and the amendment was carried unanimously.
passed as amended
- 8.) [2015-1239](#) Graham County Indian Education Program shall commit a 18% match totaling \$10,309.30 (in-kind \$4,772.50 and FG Tribal Match \$5,536.80) and be authorized to submit an application package to the Cherokee Preservation Foundation in the amount of \$47,680.95 for FY2016
Attachments: [Graham County Indian Education - Summer Arts](#)

Councilman Wachacha - Amend the fourth WHEREAS to add an "s" to "position" Councilwoman Saunooke seconded the amendment and it was carried unanimously.
passed as amended

- 9.) [2015-1240](#) Office of Environmental and Natural Resources of the EBCI shall commit a match totaling \$20,000.00 (in-kind match \$5,000.00 and GF Tribal Match \$15,000) and be authorized to submit an application package to the ISDA funding program in the amount of \$12,000.00 for FY 16-17

Attachments: [USDA Funding Program in the amount of \\$12,000.00](#)

passed

Aye: 74 - Council Member Wachacha, Council Member "B" Ensley, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones, Council Member Junaluska and Council Member Saunooke

Nay: 12 - Council Member Smith

Absent: 14 - Council Member French and Council Member McCoy

- 10.) [2015-1241](#) Office of Environment & Natural Resources of EBCI shall commit a match totaling \$327,000 from the General Fund match line item and be authorized to submit an application package and accept EPA Funding up to the amount of \$770,000.00 on behalf of the General Assistance Program (GAP) Non-Point Source Pollution Program; Air Quality Program; Water Quality Program; Pesticides Program and the Brownfeild Assessment Grant for FY17

Attachments: [EPA FY17 Grant Funding](#)

passed

Aye: 67 - Council Member Wachacha, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones, Council Member Junaluska and Council Member Saunooke

Nay: 7 - Council Member "B" Ensley

Absent: 14 - Council Member French and Council Member McCoy

Abstain: 12 - Council Member Smith

- 11.) [2015-1242](#) Office of Environment & Natural Resources of the EBCI be authorized to apply, participate in, and accept award funding up to the amount of \$5,000.

Attachments: [EPA FY17 Grant Funding](#)

passed

Aye: 100 - Council Member Wachacha, Council Member "B" Ensley, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones, Council Member Junaluska, Council Member French, Council Member McCoy, Council Member Saunooke and Council Member Smith

- 12.) [2015-1243](#) Office of Fisheries and Wildlife and Wildlife Management of the EBCI commit to an in-kind match and be authorized to apply and accept funds from the Rocky Mountsin Elk Foundation
- Attachments:** [RMEF Grant](#)
- passed**
- Aye:** 81 - Council Member Wachacha, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones , Council Member Junaluska, Council Member French, Council Member McCoy and Council Member Saunooke
- Nay:** 7 - Council Member "B" Ensley
- Absent:** 12 - Council Member Smith
- 13.) [2015-1252](#) Cherokee Fire Department requests to purchase an accelerant detection K9 and training needed for fire department.
- Attachments:** [Canine](#)
- withdrawn**
- 14.) [2015-1244](#) Tribal Council authorizes the purchase of Fannie Jean Craig Holt's Wolfetown Parcel No. 217-C A (Part of Parcel No. 217-B) containing .024 acres for the agreed upon price of \$20,000.00
- Attachments:** [Fannie Jean Craig Holt Property](#)
- Fannie Jean Craig Holt Property Backup
- passed**
- Aye:** 88 - Council Member Wachacha, Council Member "B" Ensley, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones , Council Member Junaluska, Council Member French, Council Member McCoy and Council Member Saunooke
- Absent:** 12 - Council Member Smith
- 15.) [2015-1247](#) Tribal Council authorizes the sale of Big Cove Community Parcel No. 669-D (Part of Parcel No. 669) containing 2.109 acre more or less to Larissa Rae Teesateskie at the agreed upon price of \$500.00
- Attachments:** [Larissa Rae Teesateskie Purchasing Big Cove Parcel 669-D](#)
- Larissa Rae Teesateskie Purchasing Big Cove Parcel 669-D Backup
- passed**
- Aye:** 88 - Council Member Wachacha, Council Member "B" Ensley, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones , Council Member Junaluska, Council Member French, Council Member McCoy and Council Member Saunooke
- Absent:** 12 - Council Member Smith

- 16.) [2015-1248](#) Tribal Council authorizes the sale of Birdtown Parcel No. 806-V (Part of Parcel No. 806-V) containing .536 acre, more or less, to Jody Mark Davis at the agreed upon price of \$129,000.00

Attachments: [Sale of Birdtown Parcel No. 806-V to Jody Mark Davis](#)

Sale of Birdtown Parcel No. 806-V to Jody Mark Davis Backup

passed

Aye: 76 - Council Member Wachacha, Council Member "B" Ensley, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones, Council Member Junaluska, Council Member French, Council Member McCoy and Council Member Saunooke

Nay: 12 - Council Member Rose

Absent: 12 - Council Member Smith

Lunch

- 17.) [2015-1246](#) Tribal Council hereby authorizes the sale of Wolfetown Community Parcel No. 1459-S (Part of Parcel No. 1459) containing 1.336 acre, more or less to, Joanne Marie Phillips Priester at the agreed upon price of \$2500.00

Attachments: [Sale of Wolfetown Parcel No. 1459-S to Joanne Marie Phillips Priester](#)

Sale of Wolfetown Parcel No. 1459-S to Joanne Marie Phillips Priester Backup

Councilman Wachaha made a move to amend the date from 2015 to 2016

Councilman Crowe called the second and the move passed unanimously

passed as amended

Aye: 100 - Council Member Wachacha, Council Member "B" Ensley, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones, Council Member Junaluska, Council Member French, Council Member McCoy, Council Member Saunooke and Council Member Smith

- 18.) [2015-1249](#) Tribal Council hereby authorizes the sale of Wolfetown Community Parcel No. 1459-I (Part of Parcel No. 1459) containing 0.223 acres, more or less, to Damon Austin Taylor, at the agreed upon price of \$2500.00.

Attachments: [Sale of Wolfetown Parcel No. 1459-I to Damon Austin Taylor](#)

Sale of Wolfetown Parcel No. 1459-I to Damon Austin Taylor Backup

passed

Aye: 88 - Council Member Wachacha, Council Member "B" Ensley, Council Member Rose, Council Member Lossiah, Chair Taylor, Council Member Crowe, Vice Chairman Jones, Council Member Junaluska, Council Member French, Council Member McCoy and Council Member Saunooke

Absent: 12 - Council Member Smith

- 19.) [2015-1251](#) Tabled Res. 76 (2016) Waste Water Treatment Facility Loan Pay off and CIHA pay down associated with new facility.
Attachments: [Res. 76 2016](#)
tabled
- 20.) [2015-1253](#) Tabled Res. No. 77 (2016) Harrah's River Valley Casino pay off and advanced debt pay off of large casino
Attachments: [Res. 77 2016](#)
tabled
- 21.) [2015-1262](#) EBCI Tribal Council approves the new Justice Center to be named the "Anthony Edward Lossiah Justice Center"
Attachments: [Anthony Edward Lossiah](#)
Tabled until Thursday
tabled

Emergency Resolutions

Banishment Items if Necessary

V. Recessed