

**PASSED**

CHEROKEE COUNCIL HOUSE  
CHEROKEE, NORTH CAROLINA

APR 02 2024

Date

RESOLUTION NO. 170 (2024)

*A resolution to approve funding requests.*

WHEREAS, the Fiscal Management Policy requires all funding requests to be submitted by resolution for approval or denial by Tribal Council.

NOW THEREFORE BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee Indians, in Council assembled, at which a quorum is present, that the funding requests in Exhibit "A" are approved.

BE IT FURTHER RESOLVED if an award revision is required that will exceed 15% of the total award amount it will be submitted to Tribal Council for approval.

BE IT FINALLY RESOLVED that this resolution shall become effective upon ratification by the Principal Chief and that the intent of this resolution be carried out by the Budget Office.

*Submitted by Brandi Claxton, Finance Director*

**Exhibit "A"**

No.	Program	Description	Funding	Amount
1.	Public Safety Communications Center	Additional Funding for EMS Radio Install	General Fund	\$17,692
2.	Housing Production	Additional Funding for Off Boundary Paving	General Fund	\$1,200,000
3.	Governmental Affairs	Additional Funding for Contract Services	General Fund	\$360,000

Exhibit "B" - Public Safety Communications Center: Additional Funding for EMS Radio Install



The Eastern Band of Cherokee Indians  
 Treasury Division – Office of Budget & Finance  
 Capital/Funding/Technology Purchase Request Form

CAPITAL : INFRASTRUCTURE : TECHNOLOGY : ECONOMIC DEVELOPMENT : OPERATIONAL

Finance Use Only	
Date:	3/8/24
Log #:	24-021

**Program Information**

Division Operations Program # 108 Program Name Public Safety Communications Center  
 Project/Purchase: Infrastructure for EMS radio install Category: Funding Request

**Project/Purchase Overview**

Please provide a detailed narrative:

The North Carolina 911 Board approved the purchase of new radio equipment to be installed in the EMS building for a back up 911 center, to be paid from the NC911 Fund Balance for a total cost of \$178,089. The purchase was made and installed. The cost of infrastructure is not an allowable expense from the NC911 Fund Balance. This funding request is for the tower legs, antenna, license, and associated hardware to make this a fully functional radio communications center.

Please place an "X" in all that apply:

- One Time Purchase
- Project
- Recurring Operational Need
- Replace Existing Asset (must complete fields at right)

Replacing an Asset	
EBCI Tag #	_____
Description	_____
Serial/VIN #	_____
Current Mileage	_____

**Budget Overview**

Total Cost: \$ 17,691.04  
 Funds from Other Sources: \_\_\_\_\_  
 (provide explanation & account)  
 Tribal Funds Requested: \$ 17,691.04

Explanation of Other Funding Sources	
Account	General Fund

**Staggering project costs IF multi-year project**

FY	Amount	Amount Justification/Description

**Vendor**

Requires either 3 quotes OR Sole Source Justification

1)	Western Carolina Communications Systems	\$17,691.04 (attached #6863)	2.20.2024
	Vendor	Quote	Date
2)	Vendor	Quote	Date
	Vendor	Quote	Date
3)	Vendor	Quote	Date
	Vendor	Quote	Date

Exhibit "B" - Public Safety Communications Center: Additional Funding for EMS Radio Install

Sole Source Justification

Western Carolina Communications Systems (WCCS) is the sole radio vendor for EBCI's private and encrypted radio network that services the Public Safety Communications Center. WCCS has all radio equipment and programming for PSCC.

Additional Backup Documentation

- 1 Planning documents including minutes, resolution, agreements or other documentation relating to the request.
- 2 Project/Purchase estimates, quotes, notice of award and any other financial documents must be attached.
- 3 All infrastructure projects must have all detailed documentation attached or the form will be incomplete.
- 4 Copy of approved Project Workgroup request (if applicable).
- 5 Copy of approved OIT - Technology Request Form.

Chavella Bailey  
Submitted By (Print Name)

Anthony Sequoyah  
Divisional Secretary (Print Name)

*Chavella Bailey*  
Submitter Signature

2.27.24  
Date

*Anthony K. Sequoyah*  
Divisional Secretary Signature

02/27/2024  
Date

Please submit completed form and all backup to your Financial Analyst.

For Finance Use Only

- Requires Fleet Committee Approval
- Approved by Project Workgroup

Net Book Value of Asset Being Replaced

Funding Source:

- CIP Purchase
- CIP Projects
- Endowment #2
- Internal Financing Fund
- Debt Service Sinking Fund
- Other: \_\_\_\_\_

- General Fund
- Indirect
- Levy
- Gaming
- Program Funds
- Program Funds - Grant

Account #: 2705.15.706.9110.00000  
2705.15.706.9500.00000

3/8/2024  
Completed Request Received Date

*Tamitha Fourkiller* 3/8/2024  
Financial Analyst Date

Grants Analyst (if applicable) Date

- Request Approved Approval Level: \_\_\_\_\_
- Request Denied Signature: \_\_\_\_\_ Date

# Exhibit "B" - Public Safety Communications Center: Additional Funding for EMS Radio Install



**EASTERN BAND OF CHEROKEE INDIANS  
SOLE SOURCE JUSTIFICATION  
NON-CAPITAL PROJECTS OR PURCHASES**

FOR FINANCE USE ONLY	
Received: _____	Log # _____
Acct. _____	Date _____

Division: Operations Program Name: Public Safety Communications System  
 Secretary: Anthony Sequoyah Program Manager: Chavella Bailey

Project/Purchase Name: Infrastructure for EMS radio install  
 Contractor Selected: Western Carolina Communications Systems

### PROJECT/PURCHASE OVERVIEW

Please provide a detailed narrative of the project/purchase:

This purchase is needed for the infrastructure needed to make the radio equipment operable at the EMS back-up center. The radio equipment has already been purchased and delivered, and this is the antenna, tower legs, licenses, and hardware necessary for transmission of radio frequencies. This purchase will complete the radio equipment install needed to provide additional interoperability between the back-up center and the EBCI Public Safety Division. This equipment and all accessories will be housed at the EMS backup center.

Explain why it is necessary to contract non-competitively for this project:

Example: expertise of contractor, management, responsiveness, knowledge of the program & experience of personnel.

Western Carolina Communications Systems is the company that has been selected to purchase, install, and maintain all of the radio communication equipment within our public safety organizations. We have been using this company for years and they maintain the encrypted security keys we need to update, program, purchase, and install all radio equipment. Using another company would put the security of our systems at risk and could cause the public safety radios to become voided. This is the company that we would like to continue to use for the security of the EBCI radio network.

#### DECLARATION

I hereby affirm that the contractor has been selected as a sole source of the goods or services being sought. The justification for this selection is provided in the appropriate area(s) on this form. This selection conforms with the A-102 Common Rule as well as Tribal Code Section 117.45 - Code of Conduct.

Attach completed form to Purchase or Lease Authorization Form prior to submitting to purchasing for approval.

<u>Chavella Bailey</u>	<u>Chavella Bailey</u>	<u>2/27/24</u>	<u>Chavella Bailey</u>
Submitted By		Date	Secretary
			Date

Exhibit "B" - Public Safety Communications Center: Additional Funding for EMS Radio Install

Western Carolina Comm Systems, Inc.  
 Post Office Box 488  
 Sylva, NC 28779



# QUOTATION

Quote Number: 6863  
 Quote Date: Feb 20, 2024  
 Page: 1

Voice: 828-586-0611  
 Fax: 828-586-0451

Quoted To:
EBCI Public Safety/Communication Center Attn: Accounts Payable Post Office Box 455 Cherokee, NC 28719

Customer ID	Good Thru	Payment Terms	Sales Rep
EBCIPS	3/21/24	Net 15 Days	JSR

Quantity	Description	Unit Price	Amount
	BACKUP SITE - INFRASTRUCTURE & RADIOS FOR ZETRON RADIO CONSOLE QUOTE# 6862		
4.00	VHF, BA1012, OMNI FG BASE UNITY ANTENNA 154-174 MHz	530.90	2,123.60
1.00	760-1950 MHz 2.1 dBi FIBERGLASS OMNI ANTENNA.	272.00	272.00
5.00	COLD SHRINK LMR400-ANTENNA	42.52	212.60
5.00	STAND-OFF BRACKET, 2 FOOT. INCLUDED MOUNTING HARDWARE FOR 3.5" OD TOWER LEGS WITH 1-7/8" O.D. X 24" ANTENNA MOUNTING PIPE.	279.20	1,396.00
500.00	LMR-400, COAXIAL CABLE	1.62	810.00
1.00	GROUND BAR	197.90	197.90
1.00	4" 2 PORT ENTRY PORT	59.72	59.72
1.00	SABRE SOLUTIONS 4" BOOT ASSEMBLY KIT WITH 4 HOLES FOR 1/2" COAX.	35.16	35.16
6.00	POLYPHASER-FLANGE ARRESTOR, N/F.	98.99	593.94
10.00	N MALE LMR 400 CONNECTOR NON SOLDER NO BRAID TRIM	15.61	156.10
50.00	CABLE COAXIAL/RG58 COAXIAL CABLE	1.31	65.50
4.00	MALE CRIMP CONNECTOR PL259	6.71	26.84
1.00	N MALE CRIMP CONNECTOR.	8.14	8.14
1.00	MISC HARDWARE, MOUNTING MATERIAL, CABLE MANAGEMENT, NETWORKING CABLE TO POSITIONS & TERMINATION ENDS	175.00	175.00
1.00	TRIPP LITE RACK MOUNT 14 OUTLET SURGE SUPPRESSOR WITH 15 FT. POWER CORD	156.24	156.24
1.00	77" X 19" BUD INDUSTRIES RACK	378.84	378.84
4.00	KENWOOD, VHF ( 136-174 MHz ), 50 WATTS NXDN	966.47	3,865.88

All invoices totaling \$ 1,000.00 or more will be subject to a payment schedule of 60% before ordering, 20% upon delivery of equipment to WCCS and the remaining 20% on complete delivery to customer.

Subtotal	Continued
Sales Tax	Continued
<b>TOTAL</b>	<b>Continued</b>

Thank you for your business.

Authorized Signature

Printed Name

Date

Exhibit "B" - Public Safety Communications Center: Additional Funding for EMS Radio Install

Western Carolina Comm Systems, Inc.  
 Post Office Box 488  
 Sylva, NC 28779



# QUOTATION

Quote Number: 6863  
 Quote Date: Feb 20, 2024  
 Page: 2

Voice: 828-586-0611  
 Fax: 828-586-0451

Quoted To:
EBCI Public Safety/Communication Center Attn: Accounts Payable Post Office Box 455 Cherokee, NC 28719

Customer ID	Good Thru	Payment Terms	Sales Rep
EBCIPS	3/21/24	Net 15 Days	JSR

Quantity	Description	Unit Price	Amount
	CONVENTIONAL/ TYPE-C TRUNKING. (PD, FIRE, EMS, CASINO OPS)		
1.00	KENWOOD VIKING MOBILE 700/800 MHZ (30 WATT). INCLUDES ALL P25 LICENSES REQUIRED FOR NC VIPER SYS, CONTROL HEAD, MICROPHONE, & DC CABLE. (VIPER)	2,747.58	2,747.58
3.00	DUAL UNIT RACK FOR RADIOS WITH POWERSUPPLY	445.00	1,335.00
1.00	TOWER LABOR & RUNNING COAX INTO IT ROOM FOR RADIOS, GROUNDING	2,125.00	2,125.00
1.00	** ESTIMATED SHIPPING ONLY **	950.00	950.00

All invoices totaling \$ 1,000.00 or more will be subject to a payment schedule of 60% before ordering, 20% upon delivery of equipment to WCCS and the remaining 20% on complete delivery to customer.

Subtotal	17,691.04
Sales Tax	
<b>TOTAL</b>	<b>17,691.04</b>

Thank you for your business.

Authorized Signature

Printed Name

Date

Exhibit "C" - Housing Production: Additional Funding for Off Boundary Paving



The Eastern Band of Cherokee Indians  
 Treasury Division – Office of Budget & Finance  
 Capital & Funding Request Form

CAPITAL : INFRASTRUCTURE : TECHNOLOGY : ECONOMIC DEVELOPMENT : OPERATIONAL

Finance Use Only	
Date:	3/19/24
Log #:	24-022

**Program Information**

Division HOUSING Program # 723 Program Name HOUSING PRODUCTION

Project/Purchase: Off Boundary Paving

**Project/Purchase Overview**

Please provide a detailed narrative:

This funding is needed to help enrolled members who live off boundary with the paving of their driveways. This includes Jackson, Swain, Macon, Haywood, Graham, and Cherokee counties.

Please place an "X" in all that apply:

- One Time Purchase
- Project
- Recurring Operational Need
- Replace Existing Asset (must complete fields at right)

Replacing an Asset	
EBCI Tag #	_____
Description	_____
Serial/VIN #	_____
Current Mileage	_____

**Budget Overview**

Total Cost: \$ 1,200,000.00

Funds from Other Sources:  
 (provide explanation & account) \_\_\_\_\_

Tribal Funds Requested: \$ 1,200,000.00

Explanation of Other Funding Sources
#

Staggering project costs IF multi-year project

FY	Amount	Amount Justification/Description

**Vendor**

Requires either 3 quotes OR Sole Source Justification

1) Cherokee Enterprises	3/18/24
Vendor	Quote
2) Arrowhead Contractors LLC	3/18/24
Vendor	Quote
3) Smith Boys Construction	3/18/24
Vendor	Quote



## Exhibit "C" - Housing Production: Additional Funding for Off Boundary Paving

**Sole Source Justification**

**Additional Backup Documentation**

- 1 Planning documents including minutes, resolution, agreements or other documentation relating to the request.
- 2 Project/Purchase estimates, quotes, notice of award and any other financial documents must be attached.
- 3 All infrastructure projects must have all detailed documentation attached or the form will be incomplete.
- 4 Copy of approved Project Workgroup request (if applicable).

BRANDY HICKS  
 Submitted By (Print Name)

*E. Taylor*  
 Edwin Taylor (Mar 19, 2024 11:16 EDT)  
 Divisional Secretary (Print Name)

BRANDY HICKS  
 Submitter Signature Date

*E. Taylor*  
 Edwin Taylor (Mar 19, 2024 11:16 EDT)  
 Divisional Secretary Signature Date

Please submit completed form and all backup to your Financial Analyst.

**For Finance Use Only**

- Requires Fleet Committee Approval
- Approved by Project Workgroup

Net Book Value of Asset Being Replaced

\_\_\_\_\_

Funding Source:

- |  |  |
|--|--|
| <input type="checkbox"/> CIP Purchase                    | <input checked="" type="checkbox"/> General Fund |
| <input type="checkbox"/> CIP Projects                    | <input type="checkbox"/> Indirect                |
| <input type="checkbox"/> Endowment #2                    | <input type="checkbox"/> Levy                    |
| <input type="checkbox"/> Technology Enhancement          | <input type="checkbox"/> Gaming                  |
| <input type="checkbox"/> Business & Economic Development | <input type="checkbox"/> Program Funds           |
| <input type="checkbox"/> Internal Financing Fund         | <input type="checkbox"/> Program Funds - Grant   |
| <input type="checkbox"/> Debt Service Sinking Fund       | <input type="checkbox"/> Other: _____            |

Account #: 3740.25.746.6853.00000.

*Manuela Rutherford* 3/19/2024  
 Financial Analyst Date

\_\_\_\_\_  
 Grants Analyst (if applicable) Date

Request Approved Approval Level: \_\_\_\_\_

Request Denied Signature: \_\_\_\_\_ Date

The attached Resolution/Ordinance No. 170 dated APRIL 2, 2024 was:

PASSED ( X )

KILLED ( )

and ratified in open Council on APRIL 2, 2024 by 100 voting for the act and 0 members voting against it as follows:

VOTE	FOR	AGAINST	ABSTAIN	ABSENT
Richard French	X			
Perry Shell	X			
Boyd Owle	X			
Bucky Brown	X			
Tom Wahnetah	X			
David Wolfe	X			
Adam Wachacha	X			
Mike Parker	X			
Bo Crowe	X			
Jim Owle	X			
Dike Sneed	X			
Michael Stamper	X			
	100	0	0	0

*Mike Parker*

TRIBAL COUNCIL CHAIRMAN

*Michelle Thompson*

ENGLISH CLERK

*Michael Hick*

PRINCIPAL CHIEF

APPROVED ( ✓ ) VETOED ( )

VETO UPHeld ( ) VETO DENIED ( )

DATE: 4-3-24

I hereby certify that the foregoing act of the Council was duly:

PASSED ( )

KILLED ( )

and ratified in open Council after the same has been interpreted by the Official Interpreter and has been fully and freely discussed.

INTERPRETED ( )

OMITTED ( )