

NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS ANNUAL COMMISSION MEETING MINUTES

September 1, 2017

NC Association of Educators Building 700 Salisbury Street Raleigh, North Carolina, 27601

WELCOME: Furnie Lambert, Chairman, called the meeting to order at 10:05 a.m. with the quorum being present. He acknowledged and welcomed all Commission Members, Tribal Leaders, Chiefs, State Officials, staff and guests.

APPROVAL OF THE AGENDA: Commissioner Jeff Anstead made a motion to approve the agenda. The motion was seconded by Commissioner Larece Hunt. Motion carried.

INVOCATION: Commissioner Dorothy Crowe recited the invocation prayer. The Texas flood victims of the most recent Hurricane Harvey were remembered during the opening prayer. Commission members and community members that were currently ill and deceased were also remembered.

PLEDGE OF ALLEGIANCE: Commissioner Walter D. Baucom led the members and guests in the pledge of allegiance.

ROLL CALL: MEMBERS

Coharie	Isabell Freeman-Elliott	Present
Coharie	Lenora Locklear	Present
Cumberland County Association for Indian People	Roy Maynor	Absent
Cumberland County Association for Indian People	Gladys Hunt	Absent
Eastern Band of the Cherokee Nation	Sam Lambert	Present
Eastern Band of the Cherokee Nation	Marvel Welch	Present
Guilford Native American Association	Jennifer Revels-Baxter	Present
Guilford Native American Association	DeVane Burnette, Sr.	Present
Haliwa Saponi	Jeffrey Anstead	Present
Haliwa Saponi	Charles (Pete) Richardson	Present
Lumbee	Larece Hunt	Present
Lumbee	Ricky Burnett	Present
Lumbee	Furnie Lambert	Present
Meherrin	Constance Mitchell	Present
Metrolina Native American Association	Walter D. Baucom	Present
Metrolina Native American Association	Jessie Jacobs	Present
Occaneechi Band of the Saponi Nation	Tony Hayes	Present

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ROLL CALL

MEMBERS (Continued)

SapponyDorothy CrowePresentTriangle Native American SocietyLana DialPresentWaccamaw SiouanElton R. JacobsPresentWaccamaw SiouanShirley FreemanPresent

STATE OFFICIALS

President Pro Tem Appointee Daniel Locklear Absent Speaker of the House Appointee Wanda Burns-Ramsey Present Department of Administration (DOA), Machelle Sanders, Secretary Present Designee: Christy Agner, Deputy Secretary Present Designee: Bryan Brannon, Chief Financial Officer, DOA Present Department of Commerce/ ESC, Anthony Copeland, Secretary Present Designee: George Sherrill, Chief of Staff Present

Department of Environment Quality (DEQ), Michael Regan, Secretary

Designee: John Nicholson, Deputy Secretary

Present

Representative: Sarah Rice, NCDEQ Compliance Officer & Title VI Coordinator Present

Department of Health & Human Services, Dr. Mandy Cohen, Secretary

Designee: David Locklear, Section Chief, Division of Social Services, Economic

and Family Services, NCDHHS Absent

Department of Labor, Cherie Berry, Commissioner

Designee: Jennifer Haigwood

Department of Cultural Resources, Advisor, John Mintz

Department of Natural and Cultural Resources, Keith A. Hardison, Director

Present

Present

YOUTH REPRESENTATIVE

NCNAYO Zianne Mackenzie Richardson Absent

STAFF PRESENT

Greg Richardson, Executive Director

David Grigsby, Program Director, Section 8 Housing Choice Voucher Program

Kimberly Hammonds, Program Director, Economic Development Program &

Supporting Undergraduate Native Students Program

Peggy Ammons, Program Director, Community Development Program

& Low-Income Energy Assistance Program

Elk Richardson, Program Director, Workforce Innovation Opportunity Act Program

Lori McClain, Program Director, Domestic Violence-Victim Crime Services

Annie Francis, Program Director, Indian Child Welfare Program

Daphne Pinto, Administrative Secretary

OTHER STATE OFFICIALS PRESENT

The Honorable Roy Cooper, Governor, State of North Carolina
The Honorable James Gregory Bell, Superior Court Judge, Robeson County, NC
The Honorable Dale Deese, District Court Judge, Pembroke-Robeson County, NC



Rep. Charles Graham, District 47, Robeson County Mark Teague, Attorney, NC Department of Justice

OTHERS PRESENT: List on file with the Commission.

ETHICS STATEMENT: Mr. Greg Richardson, Executive Director read the Ethics Statement on behalf of Chairman Lambert. He charged Commission Members to declare any conflict of interest, or appearance of conflict of interest that may exist in relation to any business before the Commission, as mandated by the State Ethics Act. No conflicts were noted.

APPROVAL OF June 2, 2017, MEETING MINUTES: The meeting minutes were included in the meeting packet that was submitted to the Commission members prior to the meeting. The minutes of the Commission meeting held on June 2, 2017, were presented, with no corrections noted. Commissioner Jeff Anstead made a motion to approve the minutes. The motion was seconded by Commissioner Constance Mitchell. Motion carried.

SPECIAL PRESENTATION

The Honorable Roy Cooper, Governor, State of North Carolina:

Governor Roy Cooper gave welcoming remarks and acknowledged Anthony Copeland, Secretary of Commerce; Machelle Sanders, Secretary of Administration and Representative Charles Graham. He thanked the State Officials and Commission members for their commitment and willingness to serve on the NC Commission of Indian Affairs. He noted that the state officials are here to serve the largest American Indian population in the state of North Carolina, who are a vital part of the state and the economy. He expressed that the decisions made here can impact the American Indian lives and families.

Governor Cooper commented on the following initiatives (health, education and economic development):

- Support and Recognition of Eight Tribes: He supports the Commission's responsibility to the Indian citizens of North Carolina (which positively impacts the eight tribes).
- Mission Statement: He expressed his mission statement as follows "North Carolina citizens are better educated, be healthier and have opportunities to live a more abundant and purpose full life". Governor Cooper expressed that "Education is the key to success".
- ➤ Goals: He indicated that his goal is to make the state of North Carolina one of the top ten educated state by year 2025.
- Education: He expressed to members of the tribes that he is working to improve education in North Carolina by increasing teacher salaries, training good teachers' and Principals' particularly in rural areas.
- ➤ Health Care Coverage: He expressed his desire to increase the amount of health care coverage and explained the details on a bi-partisan plan called "Carolina Cares".
- Disaster Relief: Governor Cooper noted that he is helping with the disasters that affected North Carolinians' (from fires and floods), and is helping the recent flood victims of Texas. He indicated that the search and rescue teams are currently assisting the state of Texas. He is working with Congress and the United State Senate to expedite funds to assist with the disaster relief.
- Affordable Housing: He indicated that Hurricane Matthew has increased the need for affordable housing in Robeson County. He emphasized that this is an issue that must be addressed.
- ➤ Opioid Crisis: He addressed the "Substance Use Disorder" and "Opioid Crisis" in North Carolina. He expressed, expanding health care coverage could help with the Opioid crisis. He noted that this must be done in a bi-partisan way.



- National Opioid Commission: He noted that President Trump has appointed him to the National Opioid Commission that is chaired by Governor Chris Christy. Governor is advocating for stronger health care coverage, law enforcement to fight drug traffickers. He also noted that the government must provide treatment and prevention methods. He expressed that the people affected will also have to be supported by faith based communities.
- > State of North Carolina: He expressed that diversity in North Carolina is the strength. The state of North Carolina values American Indians and their tribes; and values minority and women.
- > Appointment of American Indians: The Governor stated that he is committed to diversity, throughout his administration he has appointed several American Indians in key positions.
- Conclusion: Governor Cooper expressed his appreciation to Commission members for volunteering their time. He thanked them for their dedicated service to serve the public/citizens of North Carolina. In his closing remarks, Governor Cooper offered his support for the Commission and its mission. He thanked the Chairman for allowing him to address the Commission and welcomed the new members that were about to be sworn-in by Superior Court Judge Gregory Bell.

COMMENTS FROM COMMISSION MEMBERS:

- ➤ Chairman Lambert invited Governor Cooper to stay on for the swearing-in ceremony. The Governor accepted the invitation and was present for the swearing-in ceremony.
- ➤ Commissioner Larece Hunt, Chair of the Recognition Committee expressed that he was delighted that the Governor was here to share his commitment and dedication to make North Carolina even greater.
- Commissioner Hunt noted that several groups have been recommended for recognition of tribes and that for several years the committee has struggled to process petitions with few staff to conduct that work. He thanked the Governor and his staff for approving the appropriated funds to support for the Commission's state recognition efforts. Commissioner Hunt indicated that this funding will help speed up the process.
- ➤ Commissioner Jeffery Anstead, Chair of the Cultural Resources Committee and Environmental Justice Committee expressed his appreciation and support of the Governor. He invited the Governor to the Haliwa Saponi Pow Pow (3rd weekend in April 2018).
- ➤ Commissioner Anstead requested support of the Governor in replacing Columbus Day to Indigenous Peoples Day in the state of North Carolina. Governor Cooper thanked Commissioner Anstead for inviting him to the Pow Pow and expressed that he would like to attend.
- Chairman Lambert invited Governor Cooper to the Indian Unity Conference, Greensboro, NC in March 2018.

SWEARING IN CEREMONY - NEW AND RETURNING MEMBERS:

The Honorable Superior Court Judge Gregory Bell, District 16-B, Robeson County, NC, presided over the swearing-in ceremony.

The following Commission members were sworn into office under the "Oath of Honor" promising to serve the people of North Carolina:

Tribal Representatives:

- Dorothy Crowe, Sappony Tribe
- Tony Hayes, Occaneechi Band of Saponi
- Larece Hunt, Lumbee Indian Tribe



- Elton Ray Jacobs, Waccamaw-Siouan Tribe
- Marvel Welch, Eastern Band of Cherokee

Urban Indian Organizations Representatives:

- Jesse Jacobs, Metrolina Native American Association
- Jennifer Revels-Baxter, Guilford Native American Association

The following Commission member was absent for the swearing-in ceremony: State Official – Appointed by General Assembly:

- Daniel Locklear, President of the Senate, ProTem

Note: The above Commission member, Commissioner Daniel Locklear will be sworn into office in his local community prior to the next Commission meeting.

Photo session/ Recognition of new and returning members: Commission members took group photos along with Governor Roy Cooper and the Honorable Superior Court Judge Gregory Bell.

Chairman Lambert and Mr. Greg Richardson thanked Superior Court Judge Gregory Bell.

NOMINATION AND ELECTION OF OFFICERS: Chairman Lambert announced that there were two Commission officers position up for election during the Annual Meeting and they are:

Vice Chair Secretary/Treasurer.

Nomination of the Vice Chair: Chairman opened the floor for the nomination process.

Mrs. Shirley Freeman was nominated

A motion was made by Commissioner Larece Hunt and seconded by Commissioner Wanda Burns-Ramsey that Mrs. Shirley Freeman be named Vice Chair. Motion carried.

Ms. Shirley Freeman's nomination was accepted by acclamation with a motion from Commissioner Larece Hunt and seconded by Commissioner Sam Lambert. Motion carried.

Nomination of Secretary Treasurer: Chairman opened the floor for the nomination for Secretary/Treasures.

Ms. Isabell Freeman-Elliott's was nominated and she was accepted by acclamation with a motion from Commissioner Sam Lambert and seconded by Commissioner Marvel Welch. Motion carried.

Special Recognition of Retiring Commission members: Mr. Steve Claggett, Ad-Hoc Member, NC Department of Cultural Resources and Mr. Sharn Jefferies, Commission Member, Occaneechi Band of Saponi Nation were not in attendance due to the conflict in their schedules. Mr. Greg Richardson recommended that the item be moved to the December meeting agenda.



Special Presentation: Remarks from the Honorable Richard Sneed, Chief Eastern Band of the Cherokee: Chairman Lambert announced that Chief Richard Sneed was unable to attend the meeting. On behalf of Chief Sneed, Commissioner Marvel Welch read his remarks.

The remarks from Chief Richard Sneed are attached (Attachment A) and is an official part of the minutes. The Eastern Band of the Cherokee went on record of not supporting the Lumbee Tribe's efforts to gain federal recognition through the Congressional process.

EXECUTIVE DIRECTOR'S REPORT: Mr. Greg Richardson, Executive Director, NC Commission of Indian Affairs, presented this item. He acknowledged and appreciated that Governor Roy Cooper is committed to appoint American Indians to state boards and commissions. He noted that Mr. Grady Hunt, Lumbee, is appointed to the Board of Transportation. Mr. Richardson noted that the Governor's Chief Security Officer is American Indian. Mr. Richardson acknowledged Secretary Machelle Sanders, North Carolina Department of Administration (NC DOA) and noted that she is also committed to diversity and the work of the Commission.

The following topics were discussed:

- Budget Update: Listed in the Executive Director's report.
- Per Diem Waiver Update: Mr. Bryan Brannon, Chief Financial Officer, Department of Administration, stated the following: Those members who have submitted the waiver form will not have to complete the I-9 Form. It was noted that the I-9 form is only for those who accept the \$15 per Diem. Travel reimbursement does not fall into this category; it is not a taxable income. Completion of a W-9 form is required for reimbursements, to issue a check.
- Budget Summary Report: Mr. Bryan Brannon informed that the negatives on the budget summary report are for expenditures on the Grant funds. He explained the money is spent first; it is then reimbursed by the federal government, so the negatives are off set, once the federal funds are received.
- NC Measurability Assessment Self Assessment: Pursuant to N.C. General Statutes Chapter 143E, a self-assessment must be completed by all state programs. The NC Department of Administration is the first state agency to undergo the NC Measurability Assessment. The initial phase of the work is the completion of a self-assessment tool, which requires the Commission to address 14 measurability indicators. Mr. Richardson indicated that the process will continue into the next quarter. Details are listed in the Executive Director's Report.
- NC General Assembly Actions: Listed in the Executive Director's report.
- Environmental Justice Forum: Listed in the Executive Director's report.
- Public Records Request: Emails are requested regarding the Environmental Justice Work.
- Personnel Updates: Details are listed in the Executive Director's report.
- Staff Quarterly Reports: The reports are enclosed in the meeting packet.

In conclusion, Mr. Greg Richardson discussed the Commission's retreat. He shared information on the previous funding received from Z. Smith Reynolds Foundation, which was used for a Commission retreat in past years. He requested Commission members to contact Chairman Lambert or him and share their ideas regarding agenda items for the retreat. Feedback was requested regarding the programs or directions, etc. that could be discussed during the retreat.

The Executive Director's Report is attached (Attachment B) and is an official part of the minutes.



STAFF SERVICE AWARDS: The following staff was recognized for their dedicated years of service:

- Kimberly Hammonds, Program Director; 25 years of service
- Daphne Pinto, Executive Assistant to the Executive Director; 20 years of service

INFORMATION ITEMS:

Executive Director's Report Continued

Colorectal Cancer Initiative Update: Ms. Dorothea Broch, American Cancer Society, followed up on her presentation from June 2nd meeting. She discussed the following key issues for future work: Pledges for cancer screening; Press releases nation wide through news paper and social media; Partnering with UNC Cancer Center, National Cancer Institute and State Cancer Control Branch. Ms. Broch indicated that the American Cancer Society would like to do a PowerPoint presentation on Colorectal Cancer with the Community Health Center and the Tribal Organization.

No handout was provided.

PROGRAM UPDATES:

Since it was the annual meeting, each program manager was requested to present a brief overview of their program to the Commission.

Economic Development Program & Supporting Undergraduate Native Students (SUNS)

Community Development: Ms. Kimberly Hammonds, Program Director presented this item. Topics discussed were as follows:

- Program Goal
- Program Service
- Funding for the Program
- Final year for the funding
- Ms. Hammonds noted that she is responsible for the grant writing and budget for the Low-Income Energy Assistance Program (LIEAP)

No handouts were provided.

COMMENTS FROM THE COMMISSION:

- Commission member asked if the SUNS program was related to the Workforce Innovation and Opportunity Act program. Ms. Hammonds noted that it is similar with regards to the service but the SUNS program provides assistance to students attending the university. She noted that the WIOA program provides assistance to students attending the two-year Community College.
- ➤ Question was asked as to how many students the SUNS program currently provides? Ms. Hammonds responded that the goal this year was to provide services to 40 American Indian college students and she has surpassed the goal by providing services to 49 students. She noted that the funding is for direct services.

Low Income Energy Assistance Program (LIEAP): Ms. Peggy Ammons, Program Director presented this item. Topics discussed were as follows:

Funding and Service



Program Goal

No handouts were provided.

American Indian Workforce Innovation and Opportunity Act (WIOA) Program: Mr. Elk Richardson, Program Director presented this item. Topics discussed were as follows:

- Program Information
- Funding for the Program
- Program Service

No handouts were provided.

COMMENTS FROM THE COMMISSION:

- Commission member asked what is the percentage of students that have completed the program? Mr. Elk Richardson informed that 61% of students complete the education programs. He noted that the employment retention rate is 7 percent. The average earnings (Performance earnings given by the US Department of Labor) is approximately \$23,000 per year.
- > Questions were asked about displaced workers? Do they need to have certain criteria? Mr. Elk Richardson replied "no".
- Questions were asked if students need to apply for Free Application for Federal Student Aid (FAFSA). It was noted that all students need to apply for FAFSA. If they are eligible for FAFSA they must use it before they use federal WIOA funds. It was also noted that in case the student is not eligible for FAFSA then the student can apply for WIOA funds.

Section 8 Housing Choice Voucher Program: Mr. David Grigsby, Program Director presented this item. Topics discussed were as follows:

- Funding for the Program
- Program Information
- Program Service
- Internship Program next summer called "Family Self-Sufficiency". It was announced that a student who will be majoring in social work need to apply for this paid internship program.
- Seeking more units to increase housing in Halifax and Warren County areas. Mr. Grigsby requested if members know a student majoring in business, finance or development to inform him. He needs to find someone from these communities to reduce travel costs.

No handouts were provided.

COMMENTS FROM THE COMMISSION:

- ➤ Housing in Halifax and Warren Counties: Questions were asked if students need to have a twoyear associates degree or four-year college degree? Mr. Grigsby indicated that it needs to be a four-year college degree student.
- Members asked clarifying questions on the Family Self-Sufficiency Program. Mr. Grigsby noted it needs to be at least a two-year degree, since it involves managing the budget. As the income increases the amount of money Section 8 housing saves by paying to the land lord the program saves the money in to an escrow account. When they graduate out of the voucher program they can use the money for the down payment on the house. He noted that the program works with



- families that are on the Section 8 Housing Voucher program and tries to get them out of the system to be independent.
- Mr. Greg Richardson indicated that there is a grant that promotes partnerships with tribes to develop housing and partnerships with individuals/ churches to develop single housing units that can generate income.
- ➤ Chief Ogletree Richardson, Haliwa Saponi Tribe noted that she has been to the opening ceremony at Red Springs and informed that the Haliwa Saponi tribe is in the process of building four units very similar to the units in Red Springs.
- Questions were asked on how young can the person be to qualify for the Housing Voucher program? Mr. Grigsby informed that the policy indicates that the program is looking for families not single individuals. He noted that there are no mercy vouchers.

Domestic Violence Program and Crime Victim Service/ Sexual Assault Program: Lori McClain, Program Director presented this item. Topics discussed were as follows:

- Program Funding
- Program Information
- Future Funding: It was noted that the program will receive the Violence on Crime Act (VOCA) grant to provide direct services to American Indian clients. Advocates will be hired that will work closely with Domestic Violence and Sexual Assault programs in the American Indian communities. The advocates will be appointed from the tribes who choose to be part of this new grant.
- Personnel Update: It was noted that the program will be hiring new staff for quarter time positions. The positions would pay for American Indian advocates to work within their tribal community and local domestic violence resource agency to provide direct services to victims.

No handout of the presentation was provided.

COMMENTS FROM THE COMMISSION:

Vice Chairwoman Shirley Freeman informed that she attended the Teen Summit. She expressed that she was impressed and learnt a lot about domestic violence and sexual assault. She thanked Ms. Lori for hosting this event and noted that the teens were very well behaved. She hoped that funding could be available to host this type of event next year so other group of students could attend and have the same type of experience these students had.

Indian Child Welfare Program: It was noted that Ms. Annie Frances, Program Director will be in late. This item was moved to later, on the agenda.

Chairman Lambert announced a short recess for lunch. Chairman Lambert requested Commissioner Sam Lambert to bless the food for the Commission.

Lunch break, meeting reconvened at 12:54 p.m. (Working lunch).

AMERICAN INDIAN INFRASTRUCTURE AND LEGAL SUPPORT:

Commissioner Tony Hayes, President and CEO of Trancas, LLC presented this item with Ms. Savi Horne, Legal Counsel for Land Loss Prevention Project, Mr. James Davis, Farm Services Agency and Mr. Darrell K. Tennie, The Tennie Group, LLC.



The following topics were discussed:

- Interested in providing services to American Indian people
- Would like to promote American Indian Art
- Landlord Prevention Project to work in the agricultural sector to help farmers in the state, to safeguard their assets.

Ms. Savi Horne, Legal Counsel for Land Loss Prevention Project gave a brief overview on their services. They are a non-profit legal organization providing comprehensive legal representation dealing in land tenure (hold land or loose land). They offer free legal service to candidates that must be income eligible. The agency also works with the agriculture sector (assisting farmer to access USDA programs). She stated some of the cases they accept were boundary dispute, heir property, agriculture enterprise, risk management, best practices, etc. Ms. Horne indicated that they work very closely with Trancas and Commissioner Hayes.

- Discussed resourceful community project through Kellog's foundation
- Discussed youth loans for agricultural farms

A handout (Attachment C) was distributed and is an official part of the minutes.

Mr. James Davis, United States Department of Agriculture (USDA) Farm Services Agency, he discussed the following on the Noninsured Crop Disaster Assistance Program (NAP).

- NAP Benefits
- Non-Refundable Service Fee
- Coverage

A brochure (Attachment D) was distributed and is an official part of the minutes.

Mr. Darrell K. Tennie, the Tennie Group, LLC. They provide tax and accounting services. They also provide services to the agriculture sector. He discussed the following:

- Agriculture tax
- Sustainability of business
- Accountability on Tax Planning & Preparations
- Good record keeping of business
- Knowledge and awareness of business development
- Education on policies related to agriculture
- Share tax information with clients

A brochure (Attachment E) was distributed and is an official part of the minutes.

COMMITTEE APPOINTMENTS: Chairman Furnie Lambert discussed the Committee Appointments

(Chairs only). The following was discussed:

Executive Committee: No changes Cultural Resources: No changes Indian Housing: No changes

Employment and Training: No changes

Indian Education: No changes **Adhoc-Indian Health**: No changes



Legislative: Commissioner Roy Maynor was absent. Commissioner Lana Dial requested that she would like to serve as chair. She requested the protocol for being elected. Chairman Lambert announced that she could serve as chair.

Ad Hoc Land Trust: No changes

Veterans: No changes Recognition: No changes

Indian Child Welfare: No changes. Commissioner Welch recommended that Mr. Peter West, NC DHHS be the Co-Chair. Mr. Greg Richardson suggested that this request needs to get approval from NC DHHS.

Environmental Justice: No changes

COMMENTS FROM THE ATTORNEY:

Mr. Mark Teague, Attorney, North Carolina Department of Justice (NC DOJ), read and an excerpt from the By-Laws as follows: "majority of members of each Committee shall be members in good standing, not necessary to be members of the Commission". Mr. Greg Richardson indicated that it has been a practice in the past that people with expertise serve as adhoc-members on the Committee. Commissioner Marvel expressed that the Indian Child Welfare Committee has a good relationship with NC Department of Health and Human Services (NC DHHS). The changes that have been made to the Indian Child Welfare (ICW) program, is due to the collaboration with NC DHHS.

Commissioner Ricky Burnett indicated that "no votes" were required. He expressed that members are appointed by the Chairman.

COMMITTEE REPORTS: Chairman Lambert announced that only the action items should be reported by Committee Chairs, during the meeting.

Adhoc Indian Health Committee: No report was noted.

Adhoc Land Trust Committee: Chairman Lambert noted that the Land in Trust Agreement has been approved by the Lumbee Tribe of North Carolina and has been returned to Mark Teague for processing. The Land in Trust Agreement must be approved by the Council of State at this time.

Culture Resources Committee: Commissioner Jeffrey Anstead shared that the Committee was working with NC Cultural Resources regarding the local historic sites (Town Creek Indian Mound renovation, Magazines Springs restoration). It was noted that the Environment Justice Forum on August 9th discussed the recording and protecting of historical sites.

Mr. Keith A. Hardison, Director, Division of State Historic Sites and Properties discussed the following:

- Town Creek Indian Mound
- Historic Halifax, Magazine Springs
- Future Projects: Historic Bath; Fort Fisher; Fort Dobbs

A copy of Ms. Keith A. Hardison's presentation is attached and is an official part of the minutes. (Attachment F)

COMMENTS FROM THE COMMISSION:

▶ John Mintz, State Archaeologist, Cultural Resources, Advisor, discussed the excavation process on Private Property. He noted that private property owners can excavate. However, if the private land owner encounters human remains they need to contact his office. It involves the State Archaeologist office, the County Medical Examiner's office and Law Enforcement office. If it is on state land or state controlled land, Mr. Mintz referenced NC GS 70 Article 2; it was noted that it requires an archaeologist resource permit.



- Members asked clarifying questions on human remains. Mr. Hardison informed that human remains are not kept on public display.
- ➤ Mr. Mintz referenced NC GS 65 which concerns cemetery and NC GS 70 specifically states "human remains are against the law" (GS relates to impact on excavate, destroy, disturb, or move). Violation of the statute could result in one being prosecuted.

Committee Reports Continued

Veterans Committee: Commissioner Sam Lambert, Chair, announced the following:

- October 10, 2017, Agent Orange meeting in Cherokee
- Veterans Service Officers Training, October 11, 2017, in Cherokee, NC. It is a free training. State tribes are invited.
- Award Ceremony Commissioner Sam Lambert requested members to sponsor a plaque to support the World War II Veterans. It was noted that the awards are given to one Veteran from each of the tribes and organization. A total of twelve awards will be distributed (cost \$25/each). Mr. Greg Richardson requested that the tribes submit the Veteran nominations before the December 2017 meeting. The presentations will be distributed at the 2018 Indian Unity Conference in March 2018. Commission members offered their support to cover the cost of the plaques. It was suggested that additional funds need to be requested to cover the expense of the banquet fees for the Veterans.
- Commissioner Larece Hunt made a motion to authorize the purchase of the plaques. The motion was seconded by Commissioner Charles Richardson. Motion carried.
- Commissioner Welch announced that there is an honors flight. The next one is scheduled on September 30, 2017, to Washington. Applications are accepted for Veterans to go on this flight.

Employment & Training Committee: Mr. Greg Richardson informed that Mr. Mark Little who was scheduled to present left early due to the weather conditions. However, the handout on the "PowWow Economic Impact Analysis" was distributed on Mr. Little's behalf. The impact and the findings on the funds generated from the PowWow's and its communities were listed. Commissioner Tony Hayes expressed that the Commission support Mr. Mark's analysis.

The handout "PowWow Economic Impact Analysis" (Attachment G) was distributed and is an official part of the minutes.

Environmental Justice Committee: Commissioner Jeffrey Anstead, Chair discussed a brief overview on the topics they discussed at the Environmental Justice (EJ) Forum held on August 9, 2017 as follows:

- Environmental Protection Agency
- Atlantic Coast Pipeline
- River Project (Coharie Tribe)
- Environmental Concerns
- Understanding and Cooperation on Major Issues

Commissioner Anstead opened the floor for Dr. Ryan E. Emanuel, Lumbee, Professor at the North Carolina State University (NCSU) to give a brief update on the Atlantic Coast Pipeline (ACP) and Related Projects. He discussed the following:



- Status: ACP is waiting on permits and certificates at both federal and state levels. The Federal
 Energy Regulatory Commission (FERC) is preparing to issue a record of decision on the
 developer's application for a certificate of public convenience.
- Certification: NC Department of Environmental Quality (NCDEQ) is reviewing the developer's application for water quality certification. The representatives from NCDEQ attended the Environmental Justice Forum.
- Recommendation: It was stated that the Tribal chairs, chiefs, and tribal councils should continue a
 dialog with the state regulators to articulate their concerns about this project. The National
 Congress of American Indians (NCAI) has issued a resolution in June 2017 in support of tribal
 consultation in North Carolina.
- Projects: Other related projects discussed were Impacts of Greenhouse Gas Emissions for Sabal Trail Pipeline in Florida; New York Department of Environmental Conservation denied 401 certifications to the Lateral Valley Pipeline; The Energy Transfer Partners, developer of the Dakota Access Pipeline (DAPL) sued environmental organization in the US District Court. These are listed in the handout distributed.

Dr. Ryan's presentation on the "Atlantic Coast Pipeline and Related Projects" (Attachment H) is an official part of the minutes.

Mr. John Nicholson, Deputy Secretary for the NC Department of Environment Quality (NCDEQ) expressed that he and his staff from other divisions were happy to have attended the EJ Forum on August 9th. Commissioner Anstead thanked Mr. Nicholson and his staff for attending the Environmental Justice Forum.

COMMENTS FROM THE COMMISSION:

- Vice Chairwoman Shirley Freeman expressed concerns regarding water quality in her area of residence. She pointed out that Dupont and Genex have been disposing waste material that have contaminated the water system. She indicated that they have identified large number of cancer cases in the Waccamaw Siouan Community. Vice Chairwoman Freeman requested if the state could check the water resources in her community.
- Commissioner Larece Hunt noted that Robeson County have not issued a permit yet regarding the ACP, for the pipeline. He indicated that Robeson County Commissioners have only issued a permit for a warning signal or a cell tower. Commissioner Hunt expressed that he is on the Robeson County Board and indicated that they would like to ensure that they have addressed all health-related issues prior to the approval of the pipeline.
- ➤ Commissioner Marvel Welch indicated that the NC Department of Health and Human Services (NCDHHS) is considering the water quality issues in some of the Indian communities. She will share the contact information with Commissioner Hunt.
- Mr. Greg Richardson indicated two issues that were discussed at the Environmental Justice Forum as follows:
 - Has post testing been conducted on the soil where PCB was deposited along the roads in the Haliwa Saponi Community. It was noted that the Community is waiting for the results of the test (if there is any residue of PCB in the soil). It was suggested that the tribe or the commission should contact the local health director and request such testing.
 - He also pointed out that members of the community indicated that the gas line pipes have already been installed on the roads in the community (permits have not been issued).



- Ms. Sarah Rice, North Carolina Department of Environment Quality (NCDEQ) Compliance
 Officer & Title VI Coordinator, addressed the concerns regarding the pipes as follows:

 NCDEQ has not approved any permits for Atlantic Coast Pipeline (ACP). Ms. Rice indicated
 that NCDEQ is reviewing this matter very carefully. She noted that Dominion Energy and
 Atlantic Coast Pipeline are only laying pipes along the roads in North Carolina. She assured that
 they are not installing pipe, only laying it out in preparation for construction.
- > Questions as to when will construction begin. Ms. Rice responded 2018, if approved.
- ➤ Dr. Ryan asked if there was any follow-up. Deputy Secretary John Nicholson and Deputy Secretary Christy Agner have been reaching out to representatives from Dominion Energy and Atlantic Coast Pipeline and urging them to hold direct consultation with Indian tribes in North Carolina. They indicated that they have not received a response.

Indian Child Welfare Committee: Commissioner Marvel Welch, Chair, indicated that the Committee is collaborating with NC Department of Health and Human Services (NCDHHS). The following was presented by Commissioner Welch and Ms. Annie Francis, Program Director, Indian Child Welfare Program:

- Commissioner Welch indicated that the Committee is planning the 4th ICW Gathering in Greensboro

during the month of March or April 2018.

- Ms. Francis thanked the Commission and expressed that she would like to continue her service as an Adhoc member to the ICW Committee. She noted her accomplishments with the Indian Child Welfare Program is as follows:

- Acknowledged the four families (2 Lumbee Tribe, 1 Waccamaw Siouan Tribe and 1 Coharie Tribe) that have completed the foster care training. She noted that they are in the process of being licensed.

- Placed two American Indian (AI) children in foster care. It was noted that the ICW program is providing support to these families (by providing fire extinguishers and on-going phone calls as support).
- Facilitated a kinship care placement for member of the Coharie Tribe entering foster care.
- Collaborated with DHHS to place the child in a culturally appropriated Indian family home.

- Tracked families that are going through the ICW program.

- Partnered with DHHS to benchmark and report back to the Commission

- Participated in outreach programs (Pow Wow's and other social gatherings).

- Participated in the State Improvement Plan in recruiting more American Indian foster homes to meet the needs of the AI children.

- Announced that she is looking forward to the two upcoming recruitment events: (1) Coharie Pow Wow; Presentation to the Coharie Tribe on September 9, 2017; (2) Partner with Robeson County to train their Foster Care families.

Ms. Francis thanked everyone involved in this process of recruiting foster care families. She noted that she is leaving to pursue her education to complete her Doctorate. However, she will serve on the Indian Child Welfare Committee as an Adhoc member.

COMMENTS FROM THE COMMISSION:

- Commissioner Welch indicated that Department of Social Services (DSS) has worked very well with the ICW Program to train families on a one-on-one basis.
- Commission members thanked Ms. Annie Francis for her service.
- Mr. Greg Richardson thanked Ms. Annie Francis and presented her with a certificate of appreciation in recognition for her dedicated service.



Indian Education Committee: Ms. Dorothy Crowe, Chair of the Committee noted that the Committee did not meet and had no report but added that the Indian Scholarship Committee did meet and welcomed Ms. Sarah Battersby with the Triangle Community Foundation. She gave a brief report on the American Indian Scholarship Fund.

36 students submitted completed applications this year and were awarded \$1,000

scholarship each.

The students are eligible to apply for scholarship next year if they are still enrolled in school.

■ It was noted that the application deadline will be May 1, 2018. The application is posted on the Triangle Community Foundation website trianglecf.org. This information is also on the Commission website.

The handout "NC American Indian Scholarship Fund" (Attachment I) was distributed and is an official part of the minutes.

COMMENTS FROM THE COMMISSION:

Mr. Greg Richardson noted that the funding for the Scholarship is from the American Indian license plate purchase. Mr. Richardson requested members who have not purchased an American Indian License Plate to do so as this is a very worthy cause. He thanked Ms. Battersby for her presentation and her commitment to fund scholarships for American Indian students.

Indian Housing Committee: No report was noted.

Legislative Committee: Commissioner Roy Maynor, Chair of the Committee was absent.

Recognition Committee: Commissioner Larece Hunt, Chair of the Committee thanked Governor Cooper for attending the meeting. He noted that the Commission has received funding from the Legislation. It was noted that this is a one-time funding to help speed up the petition process. Commissioner Hunt indicated that the recommendation for the Tuscarora petition and findings will be brought back to the next Commission meeting in December 2017.

Public Comments:

Ms. Tamara Lowery, Tuscarora Nation, presented comments on behalf of the Tuscarora Tribe. She is appointed as Public Relations Representative for the Tuscarora Nation. She indicated that she attended the June 2017, Commission meeting, where it was indicated that the Tuscarora petition needs to be resolved in a timely manner. She urged the Commission to present the preliminary findings and respectfully respond to the petition of the Tuscarora Nation in a timely manner.

Items from the Commission Members:

The following was announced:

- Commissioner Tony Hayes read an excerpt he received in an email regarding a \$4 M fund to assist the Carolina Small Businesses. He noted that his organization has received the largest grant to help people related to flood victims of Hurricane Matthew in eastern North Carolina. No handout was distributed.
- ➤ Coharie Pow Wow, September 8-9, 2017.



- > Waccamaw Siouan Pow Wow, third weekend in October 2017.
- ➤ 40th Anniversary of Guilford Native American Association Pow Wow, Greensboro, NC, September 15-17, 2017.
- ➤ The Lumbee Tribe, in collaboration with the Smithsonian's National Museum of the American Indian, will host Lumbee Days at the National Museum of the American Indian, September 7-9, 2017, in Washington, DC.
- > It was announced to support the local schools in each district.
- ➤ Senior Citizen Conference, Friday, November 4, 2017, to contact Ms. Peggy Ammons, LIEAP Program Manager.

FLOWER FUND REPORT: A handout was provided by Ms. Isabell Freeman-Elliott, Secretary Treasurer, NC Commission of Indian Affairs. The flower fund balance is \$409.15.

The handout presented is attached (Attachment J) and is an official part of the minutes.

FUTURE MEETING DATES & EVENTS: The meeting dates were listed on the agenda.

ADJOURNMENT:

With there being no further items to discuss, a motion to adjourn the meeting was made by Commissioner Larece Hunt. The motion was seconded by Commissioner Charles Richardson. Motion carried. The meeting adjourned at 3:21 p.m. The next Commission meeting is scheduled for December 1, 2017, Raleigh, NC. Location to be announced.

Isabell Freeman-Elliott, Secretary-Treasurer

NC Commission of Indian Affairs

(Sign & Date)

Daphne Pinto, Recording Secretary

(Sign & Date)

These minutes were approved by the North Carolina Commission of Indian Affairs on December 1,

2017.

Isabell Freeman-Elliott, Secretary-Treasurer

MC Commission of Indian Affairs

(Sign & Date)

12-1-14



N.C. COMMISSION OF INDIAN AFFAIRS

NC Association of Educators Building 700 Salisbury Street Raleigh, North Carolina 27601 September 1, 2017 10:00 am to 3:00 pm

AGENDA

Opening Session	10:00 am - 11:15 am
Welcome, Call to Order & Adopt Agenda	Furnie Lambert, Chairman
Invocation	Dorothy Crowe, Commission Member
Pledge of Allegiance	Walter D. Baucom, Commission Member
Roll Call	Daphne Pinto, Administrative Assistant
Reading of Ethics Statement	Greg Richardson, Executive Director
Review and Approval of June 2, 2017, Meeting Minutes	Furnie Lambert, Chairman
Remarks	The Honorable Roy Cooper, Governor, State of North Carolina
Swearing in Ceremony – New and Returning Members	
Introduction of New and Returning Members	Furnie Lambert, Chairman
 Tribal Representatives: Dorothy Crowe, Sappony Tribe Tony Hayes, Occaneechi Band of Saponi Lareece Hunt, Lumbee Indian Tribe Elton Ray Jacobs, Waccamaw-Siouan Tribe Marvel Welch, Eastern Band of Cherokee Urban Indian Organizations Representatives: Jesse Jacobs, Metrolina Native American Association Jennifer Baxter, Guilford Native American Association State Official – Appointed by General Assembly: Daniel Locklear, President of the Senate, Pro Tem 	The Honorable Gregory Bell, Superior Court Judge, District 16, Robeson County, Presiding
Nomination and Election of Officers • Vice-Chair • Secretary/Treasurer	Furnie Lambert, Chairman
 Special Recognition of Retiring Commission Members: Steve Claggett, Ad-Hoc Member, NC Department of Cultural Resources Sharn Jefferies, Commission Member, Occaneechi Band 	

of Saponi Nation	
Remarks	The Honorable Richard Sneed, Chief, Eastern Band of the Cherokee
	11:45 – 12:00
Executive Director's Report	Greg Richardson, Executive Director
Staff Service Awards:	
Kimberly Hammonds, Program Director (25 years) Daphne Pinto, Executive Assistant to the Executive Director (20 years)	
Colorectal Cancer Initiative Update	Dorothea Broch, American Cancer Society
	# # # # # # # # # # # # # # # # # # #
Program Updates: (3 minutes)	
 Economic Development Program & Supporting Undergraduate Native Students Community 	Kimberly Hammonds, Program Director
 Development Low Income Energy American Indian Workforce Development Section 8 Housing Assistance Domestic Violence Crime Victim Service Indian Child Welfare 	Peggy Ammons, Program Director Elk Richardson, Program Director David Grigsby, Program Director Lori McClain, Program Director Annie Frances, Program Director
Quarterly Program Reports (copies included in packet)	

Recess for Lunch	12:00 – 1:00 pm	
American Indian Infrastructure and Legal Support	Tony Hayes, President and CEO Trancas, LLC/Commission Member	
Committee Appointments (Chairs only)	Furnie Lambert, Chairman	
Committee Reports (Committee Chairs to Report Action Item Only)	2:00 pm – 2:45 pm	
Adhoc Indian Health	Charles Richardson, Chairman	
Adhoc Land Trust	Furnie Lambert, Chair	
Veterans	Sam Lambert, Chair	
Culture Resources	Jeffrey Anstead, Chair	
Employment & Training	W.D. Baucom, Chair	
Environmental Justice	Jeffrey Anstead, Chair	
Indian Child Welfare	Marvel Welch, Chair	
Indian Education	Dorothy Crowe, Chair	
Indian Housing	Elton Ray Jacobs, Chair	
Legislative	Roy Maynor, Chair	
Recognition	Larece Hunt, Chair	
Items from Commission Members	Furnie Lambert	
Flower Fund Report	Isabell Freeman-Elliott	
Adjournment	3:00 pm	
2017 – 2018 Meeting Dates & Events December 1, 2017 - Commission Meeting – Location to be announced March _1-3, 2018 – NC Indian Unity Conference	Location To Be Announced Sheraton Hotel, Greensboro, NC	

Attachment A



As a member of the North Carolina Commission of Indian Affairs and duly appointed to represent the Eastern Band of Cherokee Indians. And as such was taken back to hear of the swift actions and resolution taken by this Commission on June 2, 2017. I was not in attendance on this day due to commitments of the Remember the Removal where member's of the Eastern Band along with our relations of the Cherokee Nation join together in honoring our past relations on the horrific "Trail of Tears".

Being a member of the North Carolina Commission of Indian Affairs Recognition Committee I have seen and read and aware of the criteria and process that groups have too satisfy to be recognized here in this state. And, we do have groups here as most of you are well aware of that seek recognition by the State legislature instead of going through the process with the Commission of Indian Affairs. That is a total disregard to the recognition process of the North Carolina Commission of Indian Affairs. There is no difference in the resolution to support Lumbee Recognition Act that was past on June 2, 2017 for federal legislative recognition. As a member and representive of my people of the Eastern Band, I want to clarify our concerns on the Lumbee Recognition Act resolution. On two occassions I have heard this statement given by Chairman Godwin "with full support of the North Carolina Commission of Indian Affairs". The appointed representatives of the Eastern Band of Cherokee Indians Sam Lambert and myself were not aware of such actions that were going to brought to the table as for it was not on the Agenda to be addressed or put on the agenda as an action item. Because we have to address issues of this sort with out Tribal leaders and make informed decisions to these matters we would not have voted (Mr. Lambert obstained) and Mr. Lambert cannot proxey my vote we at the very least given the opportunity to have recommended the resolution "Lumbee Recognition Act" be tabled until consultation with our Tribal leaders. Needless to say that it was not the case and for the record Eastern Band of Cherokee Indian do not support the action taken. Eastern Band of Cherokee Indians fully supports any Indian community that petitions the Bureau of Indian Affairs office of Federal Acknowledgment and satisfying the specific criteria of recognition. Lumbee Recognition Act is an attempt to circumvent the recognition process of the Bureau of Indian Affairs. The United States has a complex set of criteria and a federal acknowledgement process each tribe must undergo to determine recognition eligibility. Any person or persons educated in Indian law or versed in Indian affairs are aware that federal recognition of an Indian Tribe is a very serious matter. As a member of and representing and speaking for the Eastern Band of Cherokee Indians we are not in support of this resolution "Lumbee Recognition Act" in federal legislative recognition. Thank you for your time in listening to our concern on federal legislative recognition.

NORTH CAROLINA COMMISSION OF INDIAN AFFAIRS

Annual Meeting

Executive Director's Report

NC Association of Educators Building 700 Salisbury Street Raleigh, North Carolina 27601 September 1, 2017

The purpose of this report is to provide members of the Commission with an overview of my work and activities for the quarter ending September 30, 2017. Welcome to our new and returning Commission members.

A. Budget Update

The Commission's base budget has been increased from approximately \$335,412 to \$682,336 for the SFY 2017-2018 and includes; one time funding of \$250.000 for state recognition efforts and \$100.000 for a grant-in- aid for the Lumbee Cultural Center in Robeson County.

B. NC Measurability Assessment - Self Assessment

Pursuant to N.C. General Statutes Chapter 143E, a self-assessment must be completed by for all state programs. The NC Department of Administration is the first state agency to undergo the Measurability Assessment. This quarter we started the Self – Assessment and the work will proceed into the next quarter. The initial phase of the work is the completion of a self – assessment tool, which requires the Commission to address 14 measurability indicators.

The law defines a measurability assessment as an independent evaluation of a program's progress on 14 indicators, which collectively represent characteristics of well-managed, low-risk programs. Measurability assessments are a means of holding public programs accountable to the public, the executive branch, and lawmakers.

It was noted that most proposed and existing programs are unlikely to meet all indicators because the criteria specified by the Measurability Assessment Act are "stretch" standards and not otherwise required by law. However, programs that adhere to these standards are more likely to achieve success and thus represent safer investments of taxpayer funds. The purpose of the Measurability Assessment Program is to provide the General Assembly and agencies with a tool to inform their policy and budget choices as well as to indicate the extent to which a program's outcomes can be rigorously evaluated. After an assessment, the General Assembly will determine if the program's degree of measurability is satisfactory to justify new or continued funding.

All DOA program shall complete a separate Self-Assessment Form as part of the process August 22 and continue into the next quarter.

C. NC General Assembly Actions

The General Assembly has authorized the following funding for the Commission:

House Bill 720 – Title: Funds for Indian Affairs Commission Staff – Introduced by Rep. Michael Wray and Howard Hunter

An Act to appropriate funds to provide staff for the Indian Commission in the amount of \$250,000 for SFY 2017-2018 and \$250,000 for SFY 2018-2019. The funds shall be used to provide staff support for the Commission's state recognition efforts. Once the funding is released, we will proceed to hire additional staff to prepare the findings and conclusion regarding the Tuscarora Petition for State Recognition and to review other petitions pending review by the commission.

Indian Child Welfare, House Bill _____ - Title: Funds to support Indian Child Welfare Initiative – Introduced by Rep. Charles Graham

These funds were appropriated to the Commission, through the NC Department of Health and Human Services.

Conference Report on the Base, Capital and Expansion Budget

Item 107 Lumbee Cultural Center, Fund Code: 1861 Provides a grant – in aid to the Lumbee Cultural Center in Robeson County. The revised net appropriation to the Lumbee Cultural Center is \$100,000 in FY 2017-18.

E. Environmental Justice Forum

The Environmental Justice Forum was held August 9th at the Chief W.R. Richardson Trial Complex located in the Haliwa-Saponi Tribal Community. A representative of all tribes was in attendance as well as one Urban Indian Association representative. The tribal representatives gave an overview of Environmental Justice issues that they are facing in their prospective communities. Mr. John Nicholson, Chief Deputy Secretary of the NC Department of Quality (DEQ) was present along with other staff from that office. Mr. Nicholson and his staff provided an overview of the roles and responsibilities of the DEQ staff, as it relates to environmental justice issues, the Atlantic Coast Pipeline, Coal Ash and PCB, that is stored at a land fill in Warren County and near the Haliwa-Saponi Indian Community. Sarah Rice with DEQ reported that coal ash is stored at a land fill near the Town of Littleton and that the PCB stored in Warren County has been neutralized and no longer considered a hazard to the community. Also in attendance were; Ms. Rae Gogal, Office of native American Affairs, Advisory Council on Historic Preservation, Washington, DC, Mr. Daniel Gogal, Tribal and Indigenous Peoples Program Manager, Office of Environmental Justice, Washington DC and Laura Mckelvey, with the EPA in the Research Triangle Park, NC.

F. Teen Summit, August 20-21, Trinity Center, Salter Path, NC,

The North Carolina Commission of Indian Affairs Domestic Violence/Crime Victim Services program is hosting a summer conference focused on the prevention of dating violence, domestic/family violence, sexual violence, and elder abuse.

The conference is for youth between the ages of 14 to 18 who are rising freshman to seniors in high school. The conference will be held at Trinity Center, Salter Path, NC on Sunday August 20th through Tuesday August 21st. There is no cost to attend the conference. Students are responsible for securing their own transportation to the conference and transportation cost to and from the conference will not be reimbursed.

Due to the size of the venue, we will be limited to having no more than 96 students. Students applying must demonstrate their reason for wanting to attend by completing one of the following: a one page (front only) essay, a piece of artwork depicting the reason they wish to attend, a music video or dramatic video which can be uploaded to You Tube or a music recording. Students attending will be asked to "pay it forward" by returning to their communities and doing something (anything they choose) towards the prevention of one of the social injustices listed above. Students will have an opportunity to learn about different ways to pay it forward at the conference.

G. Staffing Update

Section 8 Housing Choice Voucher Program:

- Mr. Brad Martin has been employed as a full-time housing inspector and will cover Granville and Person Counties. Mr. Martin has worked in this position previously as a temporary employee.
- Mrs. Leta Patrick, has been employed as a Housing Inspector and will cover Sampson and Columbus Counties

Indian Child Welfare Program:

- Ms. Annie Frances, Director of this program-This positions was slated to end June 30, 2017, however carry forward funding has enabled the Commission to continue her employment at this time.

H. Other Highlights:

- I. Staff Quarterly Reports: Enclosed in the meeting packet
- II. Upcoming Commission Meetings and Activities:
 - Coharie Tribe's Pow-Wow, September 8-9th, Clinton, NC
 - Guilford Native Pow-wow, September 15-16th, Greensboro, NC
 - Sate Advisory Council on American Indians, September, 22 at the NC Department of Public Instruction, Raleigh,
 - Metrolina Pow-Wow, September 23-24, Indian Trail, NC
 - Meherrin Pow-Wow, October 6-8, Bolton, NC
 - Waccamaw-Siouan Pow-Wow, October 20-21
 - Senior Citizens Coalition Conference, November 3rd Ramada Plaza, Fayetteville, NC
 - 2017 Indian Heritage Month Celebration, November 18th, NC Museum of History, Raleigh, NC
 - Quarterly Commission Meeting, December 1, Raleigh, NC

Website: https://files.nc.gov/ncdoa/documents/files/2017%20Calendar%20of%20Events.pdf

Land Loss Prevention Project

WHO WE ARE

The Land Loss Prevention Project (LLPP) is a non-profit public interest organization providing comprehensive legal services and technical support to North Carolina's financially distressed and limited resource farmers and landowners seeking to preserve their farms, homes, land and rural livelihoods. The LLPP protects vulnerable landowners from land loss and environmental degradation through legal representation and outreach statewide and empowers farmers to access business resources including credit in a timely manner.

In 1982, a task force of the North Carolina Association of Black Lawyers founded the LLPP to stem the unprecedented losses of Black-owned land in North Carolina. The LLPP was incorporated as an independent entity in the state of North Carolina in 1983. In 1993, the LLPP broadened its scope to provide legal support and assistance to all financially eligible, low-resource farmers and landowners throughout the state.

In State fiscal years 13-14, 14-15, and 15-16, the LLPP achieved \$1,704,438.99 in debt relief, loan modifications, and awards for clients across its practice areas. In FY 2015-2016, the LLPP preserved land, homes, and farms with a total tax value of \$3,254,972, retaining critical assets for families in need and protecting farms and agricultural businesses.

STAFF

The Land Loss Prevention Project has seven staff members: an executive director, a team of attorney advocates consisting of the deputy director and four staff attorneys, and a program manager. Together, they participate in direct legal representation, technical assistance, outreach, and policy innovation to preserve farming operations, homes, and land; support sustainable communities; and foster agricultural entrepreneurship.

Summary of Services Provided Calendar Year 2016

Number of legal matters handled

Number of N.C. counties in which assistance was provided (based on client location)

71

Legal Matters Handled Calendar Year 2016

Served	Legal Area
gaggagaga parakita da da 1990 d	Lending/finance-related including debt
118	restructuring; consumer; foreclosure defense
	including bankruptcy
76	Real property (example: adverse possession,
'	boundary disputes, heir property)
	Agricultural business issues; rural economic
38	development; incorporation; tax-exempt
30	status; land use; environmental;
	miscellaneous matters (example: tenancy)
25	Civil and other individual rights (e.g. issues
25	involving the U.S. Department of Agriculture)
120	Wills and estate planning
ł	

Explore how to protect the land, preserve your home, and grow your agricultural business. If you are interested in having a workshop by LLPP attorneys presented in your area, please call (919) 682-5969.

Land Loss Prevention Project

ORGANIZATIONAL STRUCTURE

The LLPP's organizational structure consists of a policy-governing Board of Directors and two operational units – the Litigation Unit and the Sustainable Development and Environment Unit.

The Litigation Unit represents eligible clients in legal matters in the following areas: agricultural; environmental; real property; consumer protection; wills/estate planning; civil rights; zoning, municipal services, and related issues; bankruptcy as a last-resort alternative to foreclosures (farms and/or homes); and business/agricultural business issues. The Litigation Unit also conducts legal seminars and works collaboratively with other organizations to expand the supportive services available to farmers and low-resource landowners and homeowners.

Encompassed within the Litigation Unit is a SmartGrowth Business Center, an internal resource. that provides counseling representation to farmers who need business planning services in order to sustain and fortify their farming operations/businesses. Services include business entity formation, contractual review, counseling regarding the availability of federal programs and requirements, and risk management education. The Center provides viable options to farmers in order to avoid the problems that routinely lead to farm loss.

The Sustainable Development and Environment Unit works with state, regional and national coalitions that support new agriculture practices, sustainable development, and policy innovations in the food system. This in turn expands agriculture-based partnerships creating economic strategies which benefit farmers and landowners and their rural communities. A focus of the Unit is expanding access to environmental incentive and conservation programs. The Sustainable Development and Environment Unit and the Litigation Unit share staff.

VALUE-ADDED INVESTMENT IN RURAL COMMUNITIES

The LLPP is unique, the only non-profit law firm in the state that provides both expansive direct legal assistance to farmers and landowners in a variety of practice areas while maintaining a focus on agricultural law. Land security is the cornerstone of family asset retention, community economic development, environmental sustainability, and a healthy food system.

The LLPP's statewide services benefit people in areas struggling with entrenched multi-generational poverty, including the historic Black Belt region of Eastern North Carolina.

Snapshot of Legal Matters Handled Calendar Year 2016

- The LLPP assisted a woman who had recently lost her job to save her home. The LLPP collaborated with a counseling agency in this time-sensitive matter, resolving a lingering property issue connected with a divorce and removing the barrier to receiving mortgage payment assistance.
- A family owned heir property that had been incomeproducing through a farmland lease and subsequently became more vulnerable when the farmer decided not to renew the agreement and the agricultural tax exemption was lost. Several family members who were not heirs to the property were living on the land rent-free. The LLPP drafted a mutually acceptable lease agreement between the heirs and the tenants that allowed the relatives (non-heirs) to keep their family living arrangements intact while making adequate provision for tax payment.
- The LLPP is assisting an African American female farmer who wishes along with her family members, also heirs, to preserve 200 plus acres of land willed to the family by her father. The family members want to protect the various tracts and create a more diversified and profitable farming enterprise. They had previously explored creating a business entity through a third party as a starting point, ultimately registering a corporation. The LLPP has provided consultation on how the corporation might operate and drafted corporate documents and deeds to facilitate consolidating the non-contiguous parcels into a beneficial entity, allowing the orderly use of the property and protecting and harnessing the tremendous capacity of the land for the next generation.



Quarterly	Quarterly Summary of Coverage
Crops	Selected on CCC-471
Acres	Reported on Acreage Report
Coverage	Coverage Selected on CCC-471
Premium	60 Days prior to subsequent
Billing	year application closing date
Premium	30 Days after billing
Due Date	

Applicable P	Applicable Program Forms
NAP	General
CCC-471	098-222
CCC-471 BP	AD-1026
CCC-452	CCC-941
CCC-576	CCC-902
CCC-576-1	FSA-578

	Pr	Premium Calculation
	(F	(For Yield Based Crops)
1	ž	Multiplying the producer's share
1	×	x the number of eligible acres
- 1	×	x producer's approved yield
	×	x coverage level
	×	x of the applicable price
	×	x 5.25% premium factor

x Elected Maximum Dollar Value

x 5.25% premium factor

x coverage level

Multiply Producer's share

Premium Calculation (For Value Loss Crops) New. limited resource. and traditionally underserved farmers eligible for a 50% Reduction

New, limited resource, and traditionally underserved farmers eligible for a 50% Reduction

Visit FSA on the web: www.fsa.usda.gov
gov delivery: https://public.govdelivery.com/accounts/USFSA/subscriber/new/
USDA is an equal opportunity provider, employer, and lender

Coverage

Report Acres

Report Loss **Production**

Apply for Payment

Pay Premium

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(Office) 919-217-0933 (Fax) 919-217-0932

Attachment E

Corporate Office 3005 Village Park Dr. Suite 204B Knightdale, NC 27545 **Raleigh, NC 2761** P.O. Box 27912



Tax Planning & Preparations

- Individual Returns
- Corporate Taxes
- Estate Taxes
- Individual Returns
- Non Profits Taxes
- Prior Year Amendments
- Tax Audit Assistance

Gornorate Structure:

(As It Relates To Taxation Only)

- Incorporation (Inc.)
- Limited Liability Companies (LLC)
- Professional Limited Liability (PLLC)
- Non-Profit Organizations
- Churches

Payroll Services

(For all Federal and State Payroll Reports and Tax Deposits)

- Monthly Reconciliation Filings'
- Quarterly Reconciliation Filings
- Annual Reconciliation Filings

*Reports include (Federal forms 941's, 944's, and 940's) also; State Wage Withholding, and State Unemployment Reporting.

THANGIA STATEMENTS AND REVIEW

- Audit Reviews
- Budget Review and Analysis
- Monthly Reconciliations and Review
- Workers Compensation Audits
- Financial Statements
- Balance Sheets
- ➤ Cash Flow Statements
- General Ledgers
- Profit and Loss
- Trial Balance Sheets





Profilet Packaying & Development

- Packaging and Merchandising
- Product Development and Analysis
- Product Liability and Insurance Review
- Product Overview and Analysis
- Product Trade Mark, Copyright, & Registrations
- Sales and Markeling Review and Analysis

Marketing Support

- Merchandising
- Price Analysis and Cost Review
- Sales and Inventory Review
- Third Party Vendor Negotiations
- Trend and Growth Analysis
- Universal Barcoding

NORTH CAROLINA COMMISSION ON INDIAN AFFAIRS MEETING SEPTEMBER 1, 2017 DIVISION DIRECTOR'S UPDATES

I. Town Creek Indian Mound

- A. Partial renovation of Visitor center completed. Project cost: \$226,000 (appropriated funds)
- B. Replacement of palisade fence surrounding mound complex. Engineer hired and design work in process. Project cost: \$147,000 (grant funds)
- C. Redesign of Visitor center orientation exhibit. Proposal development initiated. Project cost: \$40,000 (support group funds)
- D. Development and implementation of successful astronomy programs, including one on the eclipse

II. Historic Halifax

- A. Met with Haliwa Sapponi tribal leaders to discuss issues and opportunities
- B. Working with a tribal committee on the restoration, maintenance, and enhanced interpretation of Magazine Springs
- C. Discussion has been initiated on the possible recreation and funding of a long house as the focal point of a tribal interpretive area
- D. Invited tribal representatives to participate in the annual Halifax Day commemoration-their presentations were well received by the public
- E. Offered to establish a special event dedicated to Haliwa Sapponi history and culture
- F. Will be working with a tribal committee to upgrade the existing exhibit on the Haliwa Sapponi in the Visitor Center. Cost to be borne by Historic Sites

III. Future Projects

- A. Historic Bath: Creation of new exhibits in the renovated Bath High School will include the following topics:
 - 1. Secotan Indian village
 - 2. Tuscarora Tribe
- B. Fort Fisher: Creation of a new Visitor Center with expanded exhibits that will include the role of Lumbee tribal members in the construction of the fort
- C. Fort Dobbs: Creation and interpretation of a Cherokee hunting camp

Keith A. Hardison, Director Division of State Historic Sites and Properties



Project Overview

American Indian tribes in North Carolina are major economic drivers as owners of businesses and administrators of major state and federally funded programs. One component of this economic impact are tribally sponsored powwows and other cultural events which serve as economic stimulus and important social gatherings for these communities. In most cases, these celebrations are public, which attract visitors and participants from outside the local area. The purpose of this project is to estimate the economic impact of these events. This will require the consideration of multiple aspects of these events, including but not limited to:

- · Income produced by tribes and associations
- Visitor spending
- Merchant/vendor spending
- Operating costs (e.g., wages, competition prizes, drum group costs, etc.)

While much of this data can be estimated, surveys and interviews with key stakeholders and powwow visitors will provide the most accurate results. This data will then be used in an economic impact analysis conducted using IMPLAN, an input/output economic modelling software. Existing studies on the economic impact of powwows nationally will supplement the data collected.

Deliverables

The deliverable for this project will be a report including:

- · Summary of spending data and visitor profile based on survey data
- Estimates of the direct, indirect and induced economic effects of powwows in North Carolina
- Detailed discussion of the primary drivers of economic impacts for the tribe and region
- Review of previous analyses of powwows' economic impact

Project deliverables will undergo an expert external review and will be shared with all stakeholders for comment and review before being finalized. All data collected will be made available to all stakeholders and will be housed on servers at the Kenan Institute of Private Enterprise (http://www.kenaninstitute.unc.edu/). Final report deliverable will be distributed in digital and physical form to all stakeholders will be made publicly accessible online at http://NCGrowth.unc.edu.

Please note that powwows hosted by universities will not be included in this analysis.



Estimated Timeline (CONTINGENT ON STAKEHOLDER APPROVAL)

Date	Objective	Activity
1 Sept	Informal conversations to	Attend NC Commission on Indian Affairs mtg.,
2017	introduce project concept to	provide draft scope, and be available for
T	tribal leadership	informal discussion of project
Sept-Nov		Informal conversations with tribal leadership
Sept-Nov		Draft data needs and surveys
Dec 2017	Formal approval from	Inclusion of final project scope in approved
	Economic Development and	minutes of committee meetings
	Cultural Committees of the NC	
	Commission of Indian Affairs	
Jan 2018	Project kickoff	Provide all stakeholders copies of data needs,
		draft surveys, etc.
TBD, 2018		Survey powwow hosts (e.g. tribes) via phone,
		in-person visits, emails, etc. to collect
		information on operating costs,
		merchant/vendor spending, etc.
TBD, 2018		Site visits to various powwows to collect
		information on visitor spending, operating
		costs, merchant/vendor spending, etc.
TBD, 2018		Compile data for IMPLAN
TBD, 2018		Run IMPLAN analysis
TBD, 2018	Share initial findings with	Host meeting in Chapel Hill for all stakeholders.
	stakeholders	Share information with all stakeholders via
		email.
TBD, 2018	Rough draft of report	Share with stakeholders for comment. Share
		with external experts for review.
TBD, 2018	Final report completed	Digital and hard copies made available to all
		stakeholders
TBD	Start new projects	Begin discussions of *future projects with
7 ,		interested stakeholders

^{*}Future projects could include

- 1) Economic impact of other tribal activities (for example, housing programs)
- 2) Recommendations for increasing economic impact of cultural and tourism activities
- 3) Technical assistance to tribal member-owned and tribal-owned businesses that are growing or seeking to grow



Project Stakeholders

Project will not start without the informed consent of at least three stakeholders as represented by their tribal councils and/or head tribal administrators. Project stakeholders are:

- North Carolina Commission of Indian Affairs
- Coharie Indian Tribe
- Eastern Band of Cherokee Indians
- Haliwa-Saponi Indian Tribe
- Lumbee Tribe of North Carolina
- Meherrin Indian Nation
- Occaneechi Band of Saponi Nation
- Sappony Tribe
- Waccamaw Siouan Tribe
- Guilford Native American Association
- Metrolina Native American Association
- Cumberland County Association for Indian People
- Triangle Native American Society

All stakeholders will be informed at the inception of the project, invited to actively participate, and receive a copy of the scope of work. All participating stakeholders will be invited to comment on draft deliverables. All stakeholders will have full access to final deliverables.

Primary Project Contacts

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This scope of work is agreed upon as of XXXX 2017 and is intended to continue until XXXX 2018 with the possibility for renewal, or until the respective participants provide written notice of modification and/or termination.

	Date		Date
XXXXXX		XXXXXX	
	Date		Date
XXXXXX		XXXXXX	
	Date		Date
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About NCGrowth

NCGrowth helps businesses create good jobs and communities create sustainable and equitable opportunities for their people. In partnership with other universities and community organizations, NCGrowth provides technical assistance to businesses and governments on job-creating economic development and entrepreneurship projects. Since 2012 NCGrowth has helped to create over 400 jobs and worked with more than 60 clients. To learn more, please visit our website www.NCGrowth.unc.edu.

Status update on the Atlantic Coast Pipeline and Related Projects
Ryan E. Emanuel, Ph.D. (Lumbee) ryan_emanuel@ncsu.edu
http://natiyccnvironment.weebly.com/blog

I. Atlantic Coast Pipeline

Status: ACP is waiting on permits and certificates at both federal and state levels. The FERC is preparing to issue a record of decision on the developer's application for a certificate of public convenience. Please recall that FERC's final environmental impact statement was released in July. Their statement concluded that "a high level of public participation was achieved during the... review processes" and that poor and minority populations would not be disproportionately affected by the projects.

However, on April 6, 2017 the Advisory Council on Historic Preservation commented that FERC's environmental review "misrepresents the Section 106 regulations" concerning public participation and consultation. The National Congress of American Indians issued a resolution in June 2016 calling on FERC to cease all ACP permitting activities until the Haliwa Saponi and other tribes were engaged in meaningful consultation by federal officials. Furthermore, I published a letter in Science magazine on July 21, 2017 highlighting flaws in FERC's analysis of disproportionate impacts on Native Americans. FERC declined an invitation to attend the tribal leader's Environmental Justice meeting in Hollister last month to explain.

NC DEQ is reviewing the developer's application for water quality certification after receiving public comments and holding a number of public meetings and listening sessions, including listening sessions that targeted areas with large Native American populations. DEQ attended the Environmental Justice meeting. Decisions on the applications could come as soon as this month.

Recommendation: Tribal chairs, chiefs, and tribal councils should continue dialog with state regulators and continue trying to engage in dialog with federal regulators to articulate their concerns about this project. Tribes should consider how they want to respond to these pending decisions. The NCAI has issued a resolution in support of tribal consultation in North Carolina; tribal councils may want to consider taking their public comments from April and converting them into tribal resolutions.

II. Related projects

- 1) U.S. District Court of Appeals ruled that FERC did not accurately assess impacts of greenhouse gas emissions for Sabal Trail Pipeline in Florida (natural gas). FERC has to go back and complete a detailed study of climate change impacts. http://bit.ly/2tKjSdb
- 2) New York Department of Environmental Conservation denied 401 certification to the Lateral Valley Pipeline (natural gas). New York reasoned that the U.S. Federal Energy Regulatory Commission (FERC) failed to consider climate change impacts in its environmental review of the pipeline. http://bit.ly/2iOmMNZ
- 3) Energy Transfer Partners, developer of the DAPL (oil) sued environmental organizations in US District Court, claiming that these groups used the Standing Rock Sioux and other Tribes to pursue their own agenda and raise DAPL to an international spectacle. http://reut.rs/2wYxXK7



NC American Indian Fund Scholarship 2017 Update

To: Commission Members **From:** Sarah Battersby **Date:** September 1, 2017

In 2017, 36 students were selected to receive a \$1,000 scholarship from the NC American Indian Fund Scholarship for the 2017-2018 academic year. These students represented 5 state-recognized tribes, 14 North Carolina counties, and 19 different post-secondary institutions within North Carolina. 11 of these students were returning applicants who had received funding in a previous academic year. Students are invited to reapply in 2018 for additional funding for the 2018-2019 academic year if they remain enrolled in an undergraduate program in North Carolina.

Information about this scholarship was provided on the Triangle Community Foundation website (a link to which was provided on the Commission website), and an announcement was also sent out to Commission members, tribal leaders, and Title VII coordinators when the application was available. 2017 applications were due May 1, 2017. In 2018, this same process will be followed, and the application will be due May 1, 2018.

A further breakdown of recipient specifics for 2017 is available below.

Tribes Represented	Counties Represented	Schools Represented
Haliwa-Saponi (5) Lumbee (22) Occaneechi Band of the Saponi Nation (1) Sappony (2) Waccamaw Siouan (6)	Alamance (1) Bladen (1) Columbus (5) Forsyth (2) Granville (1) Guilford (1) Halifax (2) Hoke (1) Johnston (1) Nash (1) Person (1) Robeson (16) Wake (1) Warren (2)	Alamance Community College (1) Appalachian State University (1) Duke University (1) East Carolina University (2) Fayetteville Technical Community College (1) NC A&T State University (1) NC Central University (1) NC Wesleyan College (1) Richmond Community College (1) Southeastern Community College (1) St. Andrews University (1) UNC-Chapel Hill (4) UNC-Charlotte (1) UNC-Greensoro (3) UNC-Pembroke (12) UNC-Wilmington (1) Vance Granville Community College (1) Wake Technical Community College (1)

North Carolina Commission Of Indian Affairs Secretary-Treasurer Report Commissioner Isabell Freeman-Elliott

September 1, 2017

Beginning Balance:

\$334.31

Funds collected @ March meeting

?

by Wanda.

Total when I gave in office

\$334.31

Funds collected @ June 2017 NCCIA meeting:

Lenora Locklear	-	\$12.00
Shirley Freeman	-	\$ 6.00
Lana Dial	-	\$20.00
Wanda Ramsy	-	\$24.00
Isabell Freeman-Elliott	-	\$12.00
Chairman Furnie Lambert	_	\$ 4.00
Daniel Locklear	-	\$40.00
Connie Mitchell	-	\$10.00
Dorothy Crowe	-	\$ 6.00

Total Collected:

\$134.00

Balance in Fund:

\$468.00

Flowers Purchased:

Commissioner Connie's

mother

\$ 58.85

Total Purchased:

\$ 58.85

Balance in Fund:

\$409.15

BASIC GUIDELINES TO GOVERN THE FLOWER FUND (WOULD LIKE YOUR INPUT)

- Should we send a flower to Tribal Chief's, Chairs/Association Chairs?
- Who is authorized to purchase/order flowers on behalf of the NCCIA?
- Commissioners that do not participate?
- I would like some guidelines. It's your money and I want to make sure I am handling the fund appropriately. I would like some guidelines or I will continue as is.