

TABLED
AMENDED

Cherokee Council House
Cherokee, North Carolina

MAY 31 2011

Date

ORDINANCE NO. 722(2011)

WHEREAS, The Eastern Band of Cherokee Indians (EBCI) has enacted the Tribal Business Preference law to ensure that enrolled members and members of other federally recognized Tribes receive a preference in employment and Tribal contracts; and

WHEREAS, most Tribes charge a fee to finance operational costs and program services and provide services for clients and job bank participants; and

WHEREAS, Tribal Council has the authority to assess a fee to contractors conducting business on the Qualla Boundary and this fee could be a valuable source for helping fund the preference program; and

WHEREAS, assessing this fee to all contracts for projects which exceed \$ 10,000 would help the TERO program be self-sustaining and not so dependent on Tribal general funds.

NOW, THEREFORE, BE IT ORDAINED by the Tribal Council of the Eastern Band of Cherokee Indians, in Council assembled, at which a quorum is present, that the following section be added to Section 92-25 of Chapter 92 as follows:

92-25(n): The certified economic entity that is awarded a bid shall pay a 1.75% fee, payable to TERO, for all projects that exceed \$ 10,000.

BE IT FURTHER ORDAINED that this ordinance shall be effective upon ratification by the Principal Chief, and all prior ordinances and resolutions that are inconsistent with this ordinance are rescinded.

Submitted by: the TERO commission and the Office of the Attorney General

Amendment:

The TERO Office shall present a plan for expenditure of these funds to Tribal Council.