

# TABLED

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CHEROKEE COUNCIL HOUSE  
CHEROKEE, NORTH CAROLINA

OCT 10 2011

(DATE)

ORDINANCE NO. 12 (2011)

WHEREAS, the Tribal Casino Gaming Enterprise(TCGE) was established in the public interest to provide an organizational business plan directing the Tribe's Class III gaming operations; and

WHEREAS, the TCGE has the power and duty to approve annual operating, capital, and working capital budgets which fund both short and long-range goals of the Tribe's gaming operation; and

WHEREAS, as a Tribal enterprise and instrumentality, the TCGE should be subject to the same financial accountability as Tribal divisions, programs, commissions, and other enterprises; and

WHEREAS, Cherokee Code Section 16A-5(c) should be amended to add a section which requires that the annual budget of the TCGE shall not exceed the yearly percentage allowed by the EBCI Tribal Administration for every other Tribal program; and

WHEREAS, this section shall also be amended that any and all salaries, benefits, program expenses, etc., shall be kept in line with the fiscal limitations established by the EBCI Tribal administration.

NOW, THEREFORE BE IT ORDAINED by the Eastern Band of Cherokee Indians Tribal Council, at which a quorum is present, that Cherokee Code Section 16A-5(c) be amended as follows:

(c) Budgetary and Financial Authority.

(New section as deemed by Attorney General of EBCI)

**The annual operating budget of the TCGE shall not exceed the yearly percentage established by the EBCI Tribal Administration, and shall be in line with what Tribal programs are mandated to abide by for fiscal budget preparation. Any and all salaries, benefits, program expenses, etc. shall be within the fiscal limitations established by the EBCI Tribal Administration.**

BE IT FURTHER ORDAINED that all other sections of Cherokee Code Chapter 16A- Tribal Casino Gaming Enterprise – shall remain in full force and effect, and that all other ordinances inconsistent with this ordinance are hereby rescinded.

BE IT FINALLY ORDAINED this ordinance shall become effective upon ratification by the Principal Chief.

Submitted by: Solomon "Slick" Saunooke