

# Eastern Band of Cherokee Indians

PO Box 455  
Cherokee, NC 28719



## Meeting Agenda - Final

Thursday, January 7, 2021

8:30 AM

Council Chambers

Tribal Council

**I. Call to Order - Chairman**

8:30 AM

**II. Prayer****III. Roll Call****IV. Orders of the Day**

- 1.) [2021 -3269](#) An ordinance to amend CC Section 120-4 to express how long Commissioners may serve on the Cherokee Police Commission and how vacancies are filled  
**Attachments:** [Item 1 01072021](#)

*New Ordinance - must lay on the table for 25 days*

- 2.) [2021 -3270](#) An ordinance identifying the Tribal funds to which revenues by the Tribe from commercial gaming and hospitality entities created by the Tribe will be allocated and thereby identifying the purposes for which the revenues may be used  
**Attachments:** [Item 2 01072021](#)

*New Ordinance*

- 3.) [2021 -3271](#) Ordinance approving Tribal Casino Gaming Enterprise Amended and Restated Loan Documents  
**Attachments:** [Item 3 01072021](#)

*New Ordinance -*

**V. Reports and Announcements**

- 4.) [2019-2908](#) Tabled Res. No.31 (2019) - asking that the Tribe label all cannabis products by using the already created Cherokee made and Cherokee Grown labels to compete in the emerging and extremely lucrative nationwide industry and requesting that the Tribe pass a resolution to allow a referendum vote with the following questions with a simple yes/no vote on; 1.) Allow a higher THC level than the state, 2.) allow medicinal cannabis, 3.) Full legalization (Item #3) 9:50 AM  
**Attachments:** [Tabled Res. No.31\(2019\)](#)

*9:00 a.m.*

**Legislative History**

10/28/19 Tribal Council tabled

- 5.) [2020 -3191](#) Tabled Ord. No. 297(20) An ordinance creating a new Cherokee Code Section 117-19A-To apply procurement requirements from the Fiscal Management Manuel including RFP's when appropriate, to commercial for profit leases of property owned by the Tribe  
**Attachments:** [Tabled Ord. 297\(20\)](#)

*9:10 a.m.*

- 6.) [2020 -3193](#) Tabled Ord. No. 299(20) - Amendment to Chapter 117-Tribal Government Boards & Committees 117-43, 16-2, 16A-5, 18B-205, 92-5 and 120-7  
**Attachments:** [Tabled Ord. 299\(20\)](#)  
[backup to amd to Chapter 117-tribal government boards & committees](#)  
Back up item 14 1232020  
9:20 a.m.
- 7.) [2020 -3194](#) Tabled Ord. No. 300(20) - Amendment to Cherokee Code Chapter 117-119 - Tribal Government/Legislative Branch  
**Attachments:** [Tabled Ord. 300\(20\)](#)  
9:30 a.m.
- 8.) [2020 -3195](#) Tabled Ord. No. 301(20) - Amendment to Chapter 117-45 of the Cherokee Code - Standards of Ethical Conduct for Tribal Officials  
**Attachments:** [backup to amd to chapt 117-45 of the Cherokee code-standards of ethical condi](#)  
[Tabled Ord. 301\(20\)](#)  
9:40 a.m.
- 9.) [2020 -3214](#) Tabled Ord. No. 331(20) Qualifications for Enrollment Cherokee Code Chapter 49-2  
**Attachments:** [Tabled Ord. 331\(20\)](#)  
9:50 a.m.
- 10.) [2020 -3215](#) Tabled Ord. No. 332(20) Chapter 55B-Limited Liability Company  
**Attachments:** Backup Chapter 55B-limited liability company  
[Tabled Ord. 332\(20\)](#)  
10:00 a.m.
- 11.) [2020 -3217](#) Tabled Ord. No. 333(20) Amendment to Chapter 16A3-(b) - TCGE Board of Advisors  
**Attachments:** [Tabled Ord. 333\(20\)](#)  
10:10 a.m.
- 12.) [2020 -3216](#) Tabled Ord. No. 334(20) An ordinance to create the Education Committee  
**Attachments:** [Tabled Ord. No. 334\(20\)](#)  
10:20 a.m.
- 13.) [2020 -3250](#) Tabled Ord. 342(20) Amendment to Section 16C-9 of the Cherokee Code  
**Attachments:** [Tabled Ord. 342\(20\)](#)  
10:30 a.m.
- 14.) [2020 -3251](#) Tabled Ord. No. 343 - An ordinance to reduce the membership of the TABCC from five persons to three persons  
**Attachments:** [Tabled Ord. 343\(20\)](#)  
10:40 a.m.

- 15.) [2020 -3252](#) Tabled Ord. No. 344(20) - Amendment to Cherokee Code Chapter 117 - Tribal Government Project Contracts  
**Attachments:** [Tabled Ord. 344\(20\)](#)  
10:50 a.m.
- 16.) [2020 -3253](#) Tabled Res. No. 345 - Approval of revised FY2021 Budget and Org Charts  
**Attachments:** [Item 16 01072021](#)  
11:00 a.m.
- 17.) [2020 -3254](#) Tabled Ord. No. 346 - Commerce Administration, Planning Department an Project Management shall prepare a Tribal wide comprehensive plan which shall include current and future projects from Kituwah LLC, Sequoyah National, CIHA, Investment Committee, and any other Tribal Division, Program, Entity, Board or Commission that has a current future project  
**Attachments:** [Item 17 01072021](#)  
[Item 17 back up 01072021](#)  
11:10 a.m.
- 18.) [2021 -3272](#) Timber Use Policy Statement is hereby approved, and is adopted as the policy which shall be followed and enforced by both the EBCI and BIA  
**Attachments:** [Item 18 01072021](#)  
Backup Item 18 01072021  
11:20 a.m.
- 19.) [2021 -3273](#) Principal Chief nominates \_\_\_\_\_ to be appointed to the Cherokee Police Commission to represent the Yellowhill Community to be considered for approval by Tribal Council  
**Attachments:** [Item 19 01072021](#)  
Backup Item 19 01072021  
11:30 a.m.
- 20.) [2021 -3274](#) A resolution asking that the CIHA Governing Board members pay be increased from \$2,000 monthly for the Governing Board Chairman and \$1,500 for all other Board positions  
**Attachments:** [Item 20 01072021](#)  
Backup Item 20 01072021  
11:40 a.m.
- 21.) [2021 -3275](#) Resolution granting a limited waiver of sovereign immunity regarding a grant awarded to the Division of Agriculture and Natural Resources from the Native American Agriculture Fund  
**Attachments:** [Item 21 01072021](#)  
Backup Item 21 01072021  
11:50 a.m.

**Lunch**

- 22.) [2021 -3276](#) Last Will and Testament of Robert Stevenson Youngdeer (d)  
**Attachments:** [Item 22 01072021](#)  
Backup Item 22 01072021  
*1:00 p.m.*
- 23.) [2021 -3277](#) Natural Environment Program authorized to apply and accept funds from the First Nations Development institute in the amount of \$32,000.00 for FY21  
**Attachments:** [Item 23 01072021](#)  
Backup Item 23 010072021  
*1:10 p.m.*
- 24.) [2021 -3278](#) WIC Program be authorized to apply and accept funds from the No Kid Hungry Organization in the amount of \$15,000 - \$25,000 for FY21  
**Attachments:** [Item 24 01212021](#)  
Backup Item 24 01072021  
*1:20 p.m.*
- 25.) [2021 -3279](#) Natural Resources Program be authorized to apply and accept funds from the First Nations Development Institute in the amount of \$32,000.00 for FY21  
**Attachments:** [Item 25 01072021](#)  
Backup Item 25 01072021  
*1:30 p.m.*
- 26.) [2021 -3280](#) Tribal Council supports the Eastern Agency Superintendent Delegation of Authority provided to the Chief/Fire Management Officer of the Agencies Branch of Fire and Aviation Management  
**Attachments:** [Item 26 01072021](#)  
Backup Item 26 01072021  
*1:40 p.m.*
- 27.) [2021 -3281](#) Tribal Council accepts the Parisi Speed School Program  
**Attachments:** [Item 27 010072021](#)  
Backup Item 27 01072021  
*1:50 a.m.*
- 28.) [2021 -3282](#) A resolution requesting a special election referendum to be conducted to answer the following question: "1.) Do you support allowing the Tribal ABC Commission to operate an ABC package store to permit the sale of alcoholic beverages on tribal lands?"  
**Attachments:** [Item 28 01072021](#)  
*2:00 p.m.*

- 29.) [2021 -3283](#) Second resolution requesting referendum: "Do you support expanding the sales of malt beverages at retail establishments (grocery or convenience stores) within the Qualla Boundary?"

Attachments: [Item 29 01072021](#)

2:10 p.m.

- 30.) [2021 -3284](#) Third resolution requesting referendum: "Do you support expanding the sales of malt beverages and wine restaurants, hotels and other business establishments within the Qualla Boundary

Attachments: [Item 30 01072021](#)

2:20 p.m.

### ***Emergency Resolutions***

### ***Banishment Items if Necessary***

### **V. Recessed**