

Eastern Band of Cherokee Indians

PO Box 455
Cherokee, NC 28719



Meeting Agenda - Final

Thursday, December 9, 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 -3651](#) Amendment to Cherokee Code Chapter 50 to require mediation of child custody actions and to provide participation by grandparents
Attachments: [Item No. 1 12092021](#)
- 2.) [2021 -3652](#) Amendment to Section 117-10 of the Cherokee Code
Attachments: [Ite No. 2 12092021](#)
Item No. 2 BU 12092021
- 3.) [2021 -3653](#) An ordinance amending CC Section 28-2 to clarify if a First Generation Descendant dies while still owning a possessory interest in Tribal Trust Land the possessory interest shall revert to the Tribe
Attachments: [Item No. 3 12092021](#)
- 4.) [2021 -3654](#) A new Chapter 15C of the Code - An ordinance to establish the rights of victims of crime
Attachments: [Item No. 4 12092021](#)

V. Reports and Announcements

- 5.) [2021 -3583](#) Tabled Res. No. 26(21) - Transfer following line items
Attachments: [Tabled Res. 26\(21\)](#)
8:50 a.m.
- 6.) [2021 -3555](#) Tabled Ord. No. 1(21) - Amendment to Section 105-3 of the Cherokee Code - Exemptions from Tribal Levy
Attachments: [Tabled Ord. 1 \(21\)](#)
9:00 a.m.
- 7.) [2021 -3556](#) Tabled Ord. No. 2(21) - Amendment to Section 58-1 to Section 58-5 of the Cherokee Code - Prohibited Practices
Attachments: [Tabled Ord. No. 2\(21\)](#)
9:10 a.m.

- 8.) [2021 -3557](#) Tabled Ord. No. 3(21) - Amendment to Cherokee Code Chapter 30 - Smoking on gaming floors
Attachments: [Tabled ord. no. 3\(21\)](#)
9:20 a.m.
- 9.) [2021 -3558](#) Tabled Ord. No. 4(21) - Amendment to Cherokee Code Chapters 14, 15 and the Cherokee Rules of Criminal Procedure be amended
Attachments: [Tabled Ord. No. 4\(21\)](#)
9:30 a.m.
- 10.) [2021 -3585](#) Tabled Ord. No. 28(21) - An ordinance establishing a tax to be imposed on persons who are not members of the Tribe who trespass on Tribal Lands
Attachments: [Ord. 28\(21\)](#)
9:40 a.m.
- 11.) [2021 -3588](#) Resolution requesting that Kituwah LLC is authorized with consent of the Principal Chief to use the guaranteed buy to add an additional model to model the center
Attachments: [Item 6 11.04.21](#)
9:50 a.m.
- 12.) [2021 -3629](#) A resolution requesting that Tribal Council implements retroactively to October 1, 2021 the recommended stipend of \$1,000/meeting for the Cherokee Police Commission as out lined in the comprehensive compensation analysis
Attachments: [Item 12 12092021](#)
10:00 a.m.
- 13.) [2021 -3632](#) A resolution amending the Museum of Cherokee Indians Revised By-laws
Attachments: [Item 13 12092021](#)
10:10 a.m.
- 14.) [2021 -3634](#) A resolution requesting the transfer of Dan's Auto Service property in Franklin NC to the Nikwasi Initiative to support a grant application to allow the Nikwasi Initiative to apply for a grant to remodel the property into a visitors center and education center
Attachments: [Item 14 12092021](#)
10:20 a.m.
- 15.) [2021 -3636](#) A resolution granting multiple right-of-ways easements to the NC Dept. of Transportation to make safety and mobility improvements along NC143 from Robbinsville to Stecoah
Attachments: [Item 15 12092021](#)
10:30 a.m.

- 16.) [2021 -3638](#) A resolution that a NO HUNTING status by any citizen both enrolled and non-enrolled be placed on the Hall Mountain properties until further notice
Attachments: [Item 16 12092021](#)
10:40 a.m.
- 17.) [2021 -3639](#) A resolution placing Tommy Cabe as the EBCI's delegate to the intertribal Timber Council and Mike Lavoie, Natural Resources Department Manager will serve as the alternate
Attachments: [Item 17 12092021](#)
10:50 a.m.
- 18.) [2021 -3640](#) A resolution approving the transfer of 3200 Acre Tract Parcel No. 69-A containing 0.805 acres, more or less, from Acey James Ward, First Generation Heir, to Jack Perry Ward
Attachments: [Item 18 12092021](#)
11:00 a.m.
- 19.) [2021 -3642](#) A resolution to request the Secretary of Interior to take approximately 3.088 acres of deeded land touching the 3200 Acre Tract and Walker Cove Road in Swain County into trust for the Tribe
Attachments: [Item 19 12092021](#)
11:10 a.m.
- 20.) [2021 -3643](#) A resolution authorizing the Tribe to purchase Painttown Community Parcel No. 560 containing 9.512 acres, more or less, from enrolled member Morgan Owle
Attachments: [Item 20 12092021](#)
Item 20 BU 12092021
11:20 a.m.
- 21.) [2021 -3645](#) A resolution from EBCI Holdings LLC, requesting \$12 million to create a gaming technology incubator fund
Attachments: [Item 21 12092021](#)
11:30 a.m.
- 22.) [2021 -3647](#) A resolution from EBCI Holdings LLC, requesting \$720,000 to hire gaming lobbyist in Georgia, Tennessee and South Carolina for one year
Attachments: [Item 22 12092021](#)
11:40 a.m.
- 23.) [2021 -3648](#) A resolution from EBCI Holdings, LLC requesting \$40,000 to be used for a market assessment and feasibility study applicable to the Tribe's property in Sevierville, TN
Attachments: [Item 23 12092021](#)
11:50 a.m.

Lunch

Emergency Resolutions

Banishment Items if Necessary

24.) [2021 -3650](#) Banishment - Sawyer Arie Edwards

Attachments: [Item 24 12092021](#)

Item 24 BU 12092021

V. Recessed