

TABLED

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

FEB 01 2024

ORDINANCE NO. 95 (2024)

WHEREAS, Cherokee Code Section 177-31 creates the Planning Board and describes its membership, and

WHEREAS, the ordinance needs to be updated and revisions to the Planning Board Members need to be made to improve efficiency, and

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 Cherokee Code Section 117-31 is amended to read as follows:

Section 117. Planning Board

- (a) The **Planning Board** is created with members consisting of the following persons:
- (1) Six Tribal Council Members appointed by Tribal Council to serve a term of two years, which shall be concurrent with the member's term of office.
 - (2) The Principal Chief, or his or her proxy given to the Vice Chief, to serve a term of four years, which shall be concurrent with the executive term of office.
 - (3) Secretary of Finance; and Secretary of Commerce.
 - (4) One enrolled member who is also an owner or operator of a business within the Tribe's business community and within the Tribe's jurisdiction, to serve a term of two years, which shall be concurrent with the council member's term of office, and appointed by the Principal Chief.
 - (5) An enrolled member who is an elder, of a least 59½ years of age, appointed by the Chief and Tribal Council to serve a term of two years, which shall be concurrent with the Council Member's term of office.
- (b) The **Board** shall elect from its members a Chairman, Vice-Chairman, a Secretary and such other officers as it may desire.

- (c) The appointing authority may remove any member of the **Board** for cause.
- (d) The members of the **Planning Board** shall not receive compensation for their services, but shall be entitled to compensation for expenses, including traveling expenses incurred in the discharge of their duties.
- (e) Eight members of the **Planning Board** shall constitute a quorum for the transaction of business, notwithstanding the existence of any vacancies.
- (f) The **Planning Board** shall have all the power, authority, discretion and duties with respect to the Cherokee Indian Reservation as are granted to **Planning Boards** which are created by the State of North Carolina.
- (g) The **Board** shall be required to meet quarterly, to keep minutes of all such meetings and report to the Council at the next Council meeting following each **Board** meeting.

BE IT FURTHER ORDAINED that the Principal Chief of the Eastern Band of Cherokee Indians is authorized to carry out the intent of this resolution, which shall remain in effect until implemented or rescinded.

Submitted by: The Planning Board

AMENDMENT TO ORD. # (2024)

- (6) A representative of the Junaluska Leadership Council, to be determined by the JLC, serving for 2 years.