

# Eastern Band of Cherokee Indians

*PO Box 455  
Cherokee, NC 28719*



## Meeting Agenda - Final-revised

Thursday, July 6, 2017

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.) [2017-1950](#) Amendment to Cherokee Code - Chapter 117A- Impeachment  
**Attachments:** [EBCI adopts Cherokee COde ch. 117A](#)  
EBCI adopts code ch 117A BACKUP
- 2.) [2017-1954](#) Amendment to Cherokee Code - Chapter 55B - Limited Liability Company  
**Attachments:** [New Chapter 55B shall be added](#)
- 3.) [2017-1955](#) Amendment to Ord. 487 (2017) - Revenue Allocation Plan  
**Attachments:** [Ord. 487, Revenuse Allocations Plan be amended](#)  
Ord. 487 BACKUP
- 4.) **2017-1957** Cherokee Code Chapter 130A is amended - Clean Needle Exchange  
**Attachments:** Clean Needle Program
- 5.) **2017-1994** Cherokee Code Chapter 113-Establishment of the Division of Agriculture and Natural Resources (Item No. 5)  
**Attachments:** New Ord. Chapter 113 Estab of the Division of Agriculture and Nat Resources
- 6.) [2017-1959](#)  
**Attachments:** [Privilege tax increase](#)  
Privilege Tax BACKUP

**V. Reports and Announcements**

- [2017-1944](#) Request for time - Denise Ballard - Ceritification results of the primary.  
8:40 a.m.
- [2017-1960](#) Request for Time - Sky Sampson, Western Carolina University, Upcoming Events  
8:50 a.m.
- 7.) [2017-1854](#) Tabled Res. No. 544 (2017) "Power to the People"  
**Attachments:** [Tabled Res.544\(17\)](#)  
9:00 a.m.

- 8.) [2017-1881](#) Tabled Ord. No. 565 (2017) -Chapter 114-Department of Justice and Attorney General (Item No. 1)  
**Attachments:** [Tabled Ord.565\(17\)](#)  
9:10 a.m.
- 9.) [2017-1882](#) Tabled Ord. No. 566 (2017) Chapter 7-Judicial Code (All Judges shall be enrolled members of a Federally Recognized Indian Tribe) (Item No. 2)  
**Attachments:** [Tabled Ord. 566\(17\)](#)  
9:20 a.m.
- 10.) [2017-1883](#) Tabled Ord. No. 567 (2017)-Ordinance approving TCGE Amended and restated loan documents (Item No.3)  
**Attachments:** [Tabled Ord.567\(17\)](#)  
9:30 a.m.
- 11.) [2017-1916](#) Tabled Ord. No. 597-Amendment to Chapter 14 (Sex Offenders) (Item No. 2)  
**Attachments:** [Tabled Ord.597\(17\)](#)  
9:40 a.m.
- 12.) [2017-1917](#) Tabled Res. No. 598 (2017) Budget amendment-Housing-Addition of Position FY17 (Item No. 5)  
**Attachments:** back up for housing addt of position fy17  
[Tabled Res.598\(17\)](#)  
9:50 a.m.
- 13.) [2017-1936](#) Tabled Res. No. - 616 (2017) Charlotte Ann Bradley Reineke requests that Res. No. 324 and 815 be rescinded and Parcel 488 be assigned to her (Item No. 9)  
**Attachments:** backup part1 charlotte ann bradley reineke  
backup part2 charlotte ann bradley reineke  
[Tabled Res.616\(17\)](#)  
10:00 a.m.
- 14.) [2017-1940](#) Tribe's Housing and Community Development Division now requests to transfer Birdtown Community Parcel No. 68-f (Part of Parcel No. 68-B) containing 1.000 acre to Enrolled Member Donald Dwayne Jackson  
**Attachments:** [HCD requests transfer Birdtown Comm parcel 68-f to Donald Dwayne Jackson](#)  
10:10 a.m.
- 15.) [2017-1941](#) Tribal Council approves the current WFMP's operational period of ten years setting a new expiration date of December 31, 2027  
**Attachments:** [Wildland Fire Management Plan](#)  
part1 fire management plan  
part2 fire management plan  
10:20 a.m.

- 16.) [2017-1942](#) PHHS and Tribe's MIRB accept and approve Dr.R. Turner, PHD research request entitled, "Elder Cultural Arts Program"  
**Attachments:** [PHHS and Tribes MIRB approve Dr.R. Turner Goins,PHD](#)  
*10:30 a.m.*
- 17.) [2017-1943](#) PHHS and Tribe's MIRB approve Eudora Claw, MPH, PhD research request entitled, "Perspectives of Tribal Victim Advocates: Exploring the Use of the Violence Against Women Reauthorization Act of 2013 to inform Domestic Violence Advocacy Services and Prevention Programs"  
**Attachments:** [PHHS and MIRB app Eudora Claw,MPH, PhD candidate research request](#)  
*10:40 a.m.*
- 18.) [2017-1945](#) Tribal Council and Chief Sneed direct our state lobbyist to get us to a point of contracting to implement and develop a Tribal tag Program.  
**Attachments:** [Implement and develop a tribal tag program](#)  
*10:50 a.m.*
- 19.) [2017-1947](#) Resolution No. 1071 (2007) be rescinded and if there shall be a raised given to Tribal Council it will be voted on by Tribal Council  
**Attachments:** [Res No. 1071 correct](#)  
backup for res. no. 1071  
*11:00 a.m.*
- 20.) [2017-1946](#) TERO Commission develop and implement a drug free policy for the contractors to receive any incentives thur this program  
**Attachments:** [TREGO Commission develop and](#)  
*11:10 a.m.*
- 21.) [2017-1948](#) EBCI appropriate in the amount of 272,732 from the use of fund be allocated to conduct a Special Census  
**Attachments:** [EBCI appropriate in the amount](#)  
*11:20 a.m.*
- 22.) [2017-1951](#) Amendment to Res. No. 241 (2016) - Strike Common Sense Cannabis from resolution  
**Attachments:** [Res. 241 be amended](#)  
*11:30 a.m.*
- 23.) [2017-1952](#) Employees of the Tribal Alcohol Beverage Control Commission may participate in the Tribe's health and Welfare benefits, 401 (k), and Retirement Plan  
**Attachments:** [Alcoholic Beverage participate in benefits](#)  
*11:40 a.m.*

- 24.) [2017-1953](#) Tribal Council hereby authorizes that the use and the benefit of the Painttown Community Parcel No. 58-A shall be for Tribal EMS  
**Attachments:** [Council authorizes the use of Painttown parcel No. 58-A](#)  
Council authorizes the use of Painttown BACKUP  
*11:50 a.m.*
- Lunch**
- 25.) [2017-1956](#) Everett Reagan, First generation Heir, shall be allowed to transfer his interest in Birdtown Community Parcel No. 485-G, containing 8.155 acres, more or less, to Sean Micheal Stamper  
**Attachments:** [land transfer between Everett Reagan to Sean Stamper](#)  
Land transfer between Reagan and Sean BACKUP  
*1:00 p.m.*
- 26.) [2017-1962](#) Charles Frances Rogers, Jr (d). has the authority to transfer his interest to another enrolled member as provided under Tribal Law to Karen Denise Rogers Richardson Cherokee County Parcel No. 116, containing 4.580 acres more or less  
**Attachments:** [Charles Francis Parcel No. 116](#)  
Charles BACKUP correct  
*1:10 p.m.*
- 27.) **2017-1961** Tribal Council grants road right-of-way for Wolfstown Community Parcel No. 622-L to Justin Shell, without the signature of Craig Edwin Bowman  
**Attachments:** Right of Way Wolfstown  
Right of Way BACKUP  
*1:20 p.m.*
- 28.) [2017-1963](#) Commerce Division be authorized to apply and accept funds from the Cherokee Preservation Foundation in the amount of \$800,000 for the FY2018  
**Attachments:** [EBCI authorized to apply and accept CPF funds](#)  
*1:30 p.m.*
- 29.) [2017-1964](#) Cherokee Senior Citizens be authorized to apply and accept funds from the Southwestern Commission Area Agency on Aging up to \$46,223.00 for the FY17  
**Attachments:** [Senior Citizens apply and receive funding](#)  
*1:40 p.m.*
- 30.) [2017-1965](#) Cherokee Life Recreation Services Division is authorized to apply and accept funding from the Cherokee Preservation Foundation in the amount of \$10,000.00 to purchase equipment, uniforms, baquest supplies for the Summer Youth Camp 2017  
**Attachments:** [EBCI community and rec apply and receive](#)  
*1:50 p.m.*

- 31.) [2017-1966](#) Natural Resources Program be authorized to submit an application package to the Cherokee Preservation Foundation in the amount of \$222,500.00 for FY18  
*Attachments:* [CPF amount of 222500](#)  
2:00 p.m.
- 32.) [2017-1967](#) Cherokee Youth Center, Teen Center, and Snowbird Youth Center to participate and accept NCABGC funds on behalf of the communities to support these programs up to \$60,000 for the FY18  
*Attachments:* [youth centers participate and accept NCABGC funds](#)  
2:10 p.m.
- 33.) [2017-1968](#) Cherokee Youth Center, Teen Center, and Snowbird Youth Center to participate in and accept NCABGC funds on behalf of the communities to support these programs up to \$19,900 for the FY18  
*Attachments:* [Centers NCABGC 19,900](#)  
2:20 p.m.
- 34.) [2017-1969](#) Legal Assistance Office be authorized to apply and receive funds from NIEJI up to \$20,000 for the FY17  
*Attachments:* [Legal Assistance Office funding 20,000](#)  
2:30 p.m.
- 35.) [2017-1970](#) PHHS Division, Domestic Violence and Sexual Assault Program be authorized to apply and accept funds from the DHHS-FVPAS for the FY17-18  
*Attachments:* [PHHS apply and accept funds](#)  
2:40 p.m.
- 36.) [2017-1971](#) Budget Amendments - Bottled Water FY17  
*Attachments:* [Bottled Water](#)  
bottled water BACKUP  
2:50 p.m.
- 37.) [2017-1972](#) Budget Amendment - Health Delivery FY17  
*Attachments:* [FY17 Health Delivery](#)  
FY17 Health Delivery BACKUP
- 38.) [2017-1973](#) Budget Amendment - Emergency Management FY17  
*Attachments:* [FY17 Emergency Management](#)  
FY17 Emergency Management BACKUP

- 39.) [2017-1974](#)  
**Attachments:** [Emergency Telephone](#)  
Emergency Telephone BACKUP
- 40.) [2017-1975](#) Budget Amendment THPO FY17  
**Attachments:** [THPO](#)  
THPO BACKUP
- 41.) [2017-1976](#)  
**Attachments:** [Fisheries & Wildlife Budget](#)  
Fisheries & Wildlife BACKUP
- 42.) [2017-1977](#) Budget Amendment - General Fund FY17  
**Attachments:** [General Fund Budget Adj.](#)  
General Fund BACKUP
- 43.) [2017-1978](#) Budget Amendment - Indirect FY17  
**Attachments:** [Indirect Budget Adj.](#)  
Indirect BACKUP
- 44.) [2017-1979](#) Budget Amendment - Cherokee Life  
**Attachments:** [Cherokee Life Budget](#)  
Indirect BACKUP
- 45.) [2017-1980](#) Approval of FY2018 Budget and Organizational Chart  
**Attachments:** [Annual Operating Budget Approval](#)  
  
3:00 p.m.
- 46.) [2017-1981](#) Last Will and Testament of Clyde Doulas Toineeta  
**Attachments:** [Clyde Toineeta Last Will](#)  
Clyde Toineeta BACKUP  
  
3:10 p.m.
- 47.) [2017-1982](#) Recognition of the heirs of Lula Wachacha Rattler  
**Attachments:** [Lula Rattler Last Will](#)  
Lula Rattler BACKUP  
  
3:20 p.m.

- 48.) [2017-1983](#) Recognition of the heirs of Timothy Earl Rattler  
**Attachments:** [Timothy Rattler Last Will](#)  
Timothy BACKUP  
  
3:30 p.m.
- 49.) [2017-1984](#) Council approves the transfer of Thurman Hornbuckle, II, heirs for the Painttown Parcel No. 435 (Part of the Parcel No. 118) containing .410 acres, more or less, be approved without the signatures of Thurman Hornbuckle III, Michael Thorton Hornbuckle, and Daniel Lamar Hornbuckle.  
**Attachments:** [Thurman Hornbuckle](#)  
Thurman Hornbuckle BACKUP  
  
3:40 p.m.
- 50.) [2017-1985](#) Tribal Council approves the adoption of the style of Traditional clothing of the 1700's for the pageant competitions  
**Attachments:** [Traditional Dress](#)  
Traditional Dress BACKUP  
  
3:50 p.m.
- 51.) [2017-1986](#) Any enrolled member under the age of 18 with an IQ of 140 or higher will enjoy the same higher education financial assistance that other Tribal Members going to higher education receives  
**Attachments:** [High IQ](#)  
High IQ BACKUP  
  
4:00 p.m.
- 52.) [2017-1987](#) Property purchased at Coopers Creek be used for housing purposes  
**Attachments:** [Coopers Creek](#)  
Coopers Creek BACKUP  
  
4:10 p.m.
- 53.) [2017-1990](#)  
  
4:20 p.m.
- 54.) [2017-1991](#) Resolution to Rescind Res. No. 49 (2015) proposal for contracting a Tribal Realty Program  
**Attachments:** [Res N. 49](#)  
Res No. 49 BACKUP  
  
4:30 p.m.

### **Emergency Resolutions**

### **Banishment Items if Necessary**



55.) [2017-1988](#) Banishment - Benjamin Tyrone Willis

**Attachments:** [Benjamin Willis](#)

4:40 p.m.

56.) [2017-1989](#) Banishment - Princeton Thomas

**Attachments:** [Princeton Thomas](#)

4:50 p.m.

**V. Recessed**