

Eastern Band of Cherokee Indians

PO Box 455
Cherokee, NC 28719



Meeting Agenda - Final

Thursday, August 1, 2019

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.) [2019-2827](#) Amendment to Cherokee Code Sect. 14-95.3 Criminal Law (Controlled Substances) (Item No. 1)
Attachments: [Amd. to Cherokee Code Sect. 14-95.3 Criminal Law \(controlled substances\)](#)
- 2.) [2019-2828](#) Amendment to Cherokee Code Sect. 7A-4 and Sect. 7A-38 governing retention of jurisdiction in juvenile cases (Item No. 2)
Attachments: [Amd. to Cherokee Code Sect. 7A-4 and Sect. 7A-38 governing retention of juris](#)
- 3.) [2019-2829](#) Amendment to Cherokee Code Chapter 96-Tribal Employees (Reduction in Force) (Item No. 3)
Attachments: [Amd. to Cherokee codeChapter 96-Tribal Employees \(Reduction in force\)](#)
- 4.) [2019-2830](#) Amendment to Cherokee Code Chapter 14, Article IX, Crimes of Bodily Injury (Death by Distribution of certain controlled substances) (Item No. 4)
Attachments: [Amd. to Cherokee code chapter 14,article IX, crimes of bodily injury \(death by di](#)
- 5.) [2019-2831](#) Amendment to Cherokee Code Sect. 130-Public Health Laws (Item No. 5)
Attachments: [Amd. to Cherokee code sect. 130-public health laws pt.1](#)
[Amd. to Cherokee code sect. 130-public health laws pt.2](#)
[Amd. to Cherokee Code Sect. 130-Public Health Laws pt.3](#)
[Amd. to Cherokee Code sect. 130-public health laws pt.4](#)
[Amd. to Cherokee Code sect. 130-public health laws pt.5](#)
[Amd. to Cherokee code sect. 130-public health laws pt.6](#)
[Amd. to Cherokee code sect. 130-public health laws pt.7](#)
[Amd. to Cherokee Code sect. 130-public health laws pt.8](#)
[Amd. to Cherokee Code sect. 130-public health laws pt.9](#)
[Amd. to Cherokee Code sect. 130-public health laws pt.10](#)
[Amd. to Cherokee Code Sect. 130-Public health laws pt.11](#)
[Amd. to Cherokee Code Sect. 130-public health laws pt.12](#)

V. Reports and Announcements

- [2019-2849](#) Remember the Removal Riders

- [2019-2850](#) Oconaluftee Job Corp
- 6.) [2019-2642](#) Tabled Ord.No.515(2019) Amendment to Cherokee Code Chapter 92, Tribal Business Preference Law
Attachments: [T.Ord.No.515\(2019\)](#)
9:00 a.m.
- 7.) [2019-2644](#) Tabled Ord.No.517(2019) Addition to Chapter 117C to the Cherokee Code express the organization of executive branch divisions and to clarify authority to change the organizational structure
Attachments: [T.Ord.No.517\(2019\)](#)
9:10 a.m.
- 8.) [2019-2797](#) Resolution asking that the Realty Services Program of the EBCI of the Attorney General Division be authorized and directed to submit an application to the Bureau of Indian Affairs to contract Real Estate Services Program under Public Law 93-638 (Item No. 17)-10:50 a.m.
Attachments: [Resolution asking that the realty services prog of the EBCI of the Attorney Gen](#)
9:20 a.m.
- 9.) [2019-2804](#) Tribal Council grants right-of-way to Jill Cherie Lossiah, to Upper Community Parcel No. 139-N, via a route to be constructed coming off of Grassy Branch and passing through Upper Cherokee Community Parcel No. 199-B and 139-J, without the signatures of William Lawson Smith and Stanley Harold Ross (Item No. 20)- 11:20 a.m.
Attachments: [Tribal Council grants row to Jill C.Lossiah to upper comm parcel no 139-N via a back up row for Jill C. Lossiah](#)
9:30 a.m.
- 10.) [2019-2832](#) Approval of the Fiscal Management Policies (Item No. 10) - 9:40 a.m.
Attachments: [Approval of the Fiscal Mngmt policies](#)
9:40 a.m.
- 11.) [2019-2833](#) Dr. Martin T. Hall, Kent School of Social Work, University of Louisville and Co-Investigators are hereby granted permission to carry out the research project "Quality Improvement Center on Workforce Development (QIC-WD)" (Item No. 11) - 9:50 a.m.
Attachments: [Dr. Martin T. Hall Kent school of social work, univ of Louisville and co-investigat](#)
9:50 a.m.
- 12.) [2019-2834](#) Resolution requesting that funding be allocated in the FY2020 budget for the creation and placement of a monument of the Lord's Prayer in the Cherokee Language within the Qualla Boundary (Item No. 12) - 10:00 a.m.
Attachments: [Resolution requesting that funding be allocated in the fy2020 for the creation an](#)
10:00 a.m.

- 13.) [2019-2835](#) Last will and testament of Charles Ervin Buchanan (d) (Item No. 13) - 10:10 a.m.
Attachments: [Last will and testament of Charles Ervin Buchanan \(d\)](#)
back up last will and testament Charles Ervin Buchanan (d)
10:10 a.m.
- 14.) [2019-2836](#) Recognition of heir of David Leroy Cooper (d) (Item No. 14) - 10:20 a.m.
Attachments: [Recognition of heir of David Leroy Cooper\(d\)](#)
back up recognition of heir of David L. Cooper (d)
10:20 a.m.
- 15.) [2019-2837](#) Last Will and Testament of Edwin Leroy French (d) (Item No. 15) - 10:30 a.m.
Attachments: [Last will and testament of Edwin Leroy French \(d\)](#)
back up last will and testament Edwin L. French (d)
10:30 a.m.
- 16.) [2019-2838](#) Recognition of heirs of Michael Ray French (d) (Item No. 16) - 10:40 a.m.
Attachments: [Recognition of heirs of Michael Ray French \(d\)](#)
back up recognition of heirs of Michael Ray French (d)
10:40 a.m.
- 17.) [2019-2839](#) A resolution for Tribal Council to appoint a Hearing Officer to hear matters under the Dangerous Buildings Ordinance (Item No. 17) - 10:50 a.m.
Attachments: [A resolution for Tribal Council to appoint a Hearing Officer to hear matters unde](#)
10:50 a.m.
- 18.) [2019-2840](#) Resolution requesting that Council agree to an organizational chart change moving 3 positions all currently housed under PHHS, the RN and Certified Nurse Assistant moving from Tribal In-Home Care Services and the Certified Medical Assistant moving from Tsalagi Public Services to the Qualla Boundary Headstart and Early Head Start program as teachers (Item No. 18) - 11:00 a.m.
Attachments: [Resolution requesting that Council agree to an organizational chart change mov](#)
back up for moving 3 positions all currently housed under PHHS
11:00 a.m.
- 19.) [2019-2841](#) A resolution making the position of Director of Realty Services Offices a hired position rather than an appointed one (Item No. 19) - 11:10 a.m.
Attachments: [A resolution making the position of Director of Realty Services Offices a hired p](#)
11:10 a.m.
- 20.) [2019-2842](#) A resolution to fill a vacancy on the Tribal Gaming Commission and to designate seats and terms (Item No. 20) - 11:20 a.m.
Attachments: [A resolution to fill a vacancy on the Tribal Gaming Commission and to desginate](#)
11:20 a.m.

- 21.) [2019-2843](#) Resolution asking that Eddie Swimmer be recognized as the first World Champion Hoop Dancer and a sign to be placed at the entrance of the Boundary recognizing his accomplishment (Item No. 21) - 11:30 a.m.
Attachments: [Resolution asking that Eddie Swimmer be recognized as the first World Champi](#)
11:30 a.m.
- 22.) [2019-2844](#) Cherokee Sovereign Wealth Fund, LLC is authorized to establish one or more accounts with Goldman Sachs & Co., LLC and that Council grants a limited waiver of sovereign immunity on behalf of the Cherokee Sovereign Wealth Fund, LLC for the purpose of opening such accounts (Item No. 22) - 11:40 a.m.
Attachments: [Cherokee Sovereign Wealth Fund, LLC is authorized to establish one or more ac](#)
back up Cherokee Sovereign Wealth Fund, LLC
11:40 a.m.
- 23.) [2019-2736](#) Resolution asking Council to fill vacancy on TERO Commission left by resignation of Kevin Jackson, term will expire in September 2019 (Item No. 21) - 11:20 a.m.
Attachments: [Resolution asking Council to fill vacancy on TERO commission left by resignatic](#)
11:50 a.m.

Lunch

- 24.) [2019-2737](#) Resolution asking Council to fill the vacant seat on the Police Commission left vacant by the passing of former Commission Member David Ensley (Item No. 22) - 11:30 a.m.
Attachments: [Resolution asking Council to fill the vacant seat on the Police Commission left v:](#)
1:10 p.m.
- 25.) [2019-2845](#) Resolution asking that the sum of \$50,000,000.00 of additional funds be appropriated and allocated to Kituwah, LLC to be booked as an equity investment by the Tribe (Item No. 25) - 1:20 p.m.
Attachments: [Resolution asking that the sum of \\$50,000,000.00 of additional funds be approp](#)
1:20 p.m.
- 26.) [2019-2846](#) Resolution asking Council to confirm the appointment of Lance Morgan to an additional term on the Kituwah Economic Development Board pursuant to Cherokee Code Chapter 55B (Item No. 26) - 1:30 p.m.
Attachments: [Resolution asking Council to confirm the appointment of Lance Morgan to an ad](#)
1:30 p.m.
- 27.) [2019-2847](#) Authorizes the Principal Chief to enter into a contract for sale and purchase of possessory interests with Ginger Michelle Littlejohn Cucumber, the possessory holder of Wolftown Community Parcel No. 1354-E, consisting of 7.0 acres more or less for the total purchase price of \$17,500.00 (Item No.27) - 1:40 p.m.
Attachments: [Authorizes the Principal Chief to enter into a contract for sale and purchase of p](#)
back up purchase of possessory interests with Ginger Michelle Littlejohn Cucumt
1:40 p.m.

- 28.) [2019-2848](#) Authorizes the Principal Chief to enter into a contract for sale and purchase of possessory interests with Francis Judy Caroline McCoy, the possessory holder of Upper Cherokee Community Parcels No. 18-G and 18-D consisting of 2.246 acres, more or less, for the total purchase price of \$505,350.00 (Item No. 28) - 1:50 p.m.

Attachments: [Authorizes the Principal Chief to enter into a contract for sale and purchase of p](#)
back up sale and purchase of possessory interests with Francis Judy Caroline M

1:50 p.m.

Emergency Resolutions

Banishment Items if Necessary

V. Recessed