

Eastern Band of Cherokee Indians

PO Box 455
Cherokee, NC 28719



Meeting Agenda - Final-revised

Thursday, July 9, 2020

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.) [2020-3064](#)**

New Ord. Amendment to Chapter 120 - Cherokee Police Commission (Item No. 1)

Attachments: [Police Commission 720](#)

V. Reports and Announcements**2.) [2019-2949](#)**

Tabled Res. No.76(2019) - Tribal Council authorizes the Tribe to assign John F. Harlan, Jr. a portion of Wolfstown Community Parcel No. 1349 of suitable size and construction of a HIP Home

Attachments: [Tabled Res. No.76\(2019\)](#)

Tabled Res. No.76(2019) backup

9:00 a.m.

Legislative History

12/5/19 Tribal Council tabled

3.) [2019-2963](#)

Tabled Resolution No. 89(2020) - Tribal Council Appointment to TERO (Kimlyn Lambert term expired)

Attachments: [Tabled Res. No. 89\(2020\)](#)

9:10 a.m.

4.) [2019-2964](#)

Tabled Resolution No. 90(2020) - Tribal Council Appointment to TERO (Johi Griffin term expired)

Attachments: [Tabled Res. No. 90\(2020\)](#)

9:20 a.m.

5.) [2020-3000](#)

Tabled Ord. No. 122(2020) - Amendment to Cherokee Code Section 117-109 - Audit and Ethics Committee

Attachments: [Tabled Ord. No. 122\(2020\)](#)

9:30 a.m.

6.) [2020-3001](#)

Tabled Ord. No. 123(2020) - Amendment to Cherokee Code Chapter 114 - Department of Justice and Attorney General

Attachments: [Tabled Ord. No. 123\(2020\)](#)

9:40 a.m.

- 7.) [2020 -3039](#) Tabled Ordinance No. 148(2020) - Cherokee Code 117-30 and 117-46 and 11-47 shall be amended - Budget Council and Budget Committee

Attachments: [Tabled Ord. No. 148\(2020\)](#)

9:50 a.m.

Legislative History

3/5/20 Tribal Council tabled

- 8.) [2020 -3045](#) Tabled Ordinance No. 154(2020) - Tribal Council shall amend Cherokee Code Section 117-16 (Debate Section)

Attachments: [Tabled Ord. No. 154\(2020\)](#)

10:00 a.m.

Break 20 minutes

to air the room out

- 9.) [2020 -3046](#) Tabled Ordinance No. 155(2020) - Tribal Council enacts Cherokee Code Chapter 96 - Tribal Employees

Attachments: [Tabled Ord. No. 155\(2020\)](#)

10:20 a.m.

- 10.) [2020 -3047](#) Tabled Ordinance No. 156(2020) - Amendment to Cherokee Code 75-57 - Editor of Cherokee One Feather

Attachments: [Tabled Ord. No. 156\(2020\)](#)

10:30 a.m.

- 11.) [2020 -3048](#) Tabled Ordinance No. 157(2020) - Amendment to Cherokee Code Chapter 16-C - Tribal Employment Rights Office

Attachments: [Tabled Ord. No. 157\(2020\)](#)

10:40 a.m.

- 12.) [2020 -3049](#) Tabled Ordinance No. 158(2020) - Amendment to Cherokee Code - repealing existing Chapter 44 in its entirety and inserting a new Chapter 44 identified as the Housing Division

Attachments: [Tabled Ord. No. 158\(2020\)](#)

10:50 a.m.

- 13.) [2020 -3063](#) Tabled Ord. No. 170 - Amend Cherokee Code Sect 117-41 - Investment Committee

Attachments: [Ord. No. 170](#)

11:00 a.m.

- 14.) [2020 -3054](#) Tabled Ord. No. 180 (2020) - Amending the Code to give Council authority over the forfeiture of an enrolled members Tribal Possessory Holdings and Improvements thereon, upon certain convictions of certain violations of the Cherokee Controlled Substance Act

Attachments: [Auto-Color0004](#)

11:10 a.m.

- 15.) [2020 -3056](#) Tabled Ord. No. 181 - Amending the Cherokee Controlled Substances Act and for violations of related crimes such as burglary, breaking or entering, trespass

Attachments: [Auto-Color0004](#)

11:20 a.m.

Break for 15 minutes

- 16.) [2020 -3065](#) Tribal Council directs the Legislative Legal Counsel to retain a firm to conduct a forensic audit and investigation into all TCGE Powers and duties described in Cherokee Code Section 16-A-5 (Item No. 16)

Attachments: [Tribal Council directs the Legislative Counsel to retain a firm to conduct forensic](#)

11:45 a.m.

- 17.) [2020 -3066](#) Vivian Rose Hayes, Lyle Douglas Rose, Victoria Rose Wyper and Bruce Milton Rose, First Generation Heirs, are requesting they be allowed to transfer their interest in Cherokee Co. Parcel No. 181 (Part of Tract 96) containing 14.323 acres, more or less, together with all improvements located thereon to Mitchell Alexander Hicks (Item No. 17)

Attachments: [Vivian Rose Hayes, Lyle Douglas Rose, Victoria Rose Wyper, Bruce Milton Ros](#)

backup Vivian Rose Hayes...

11:55 a.m.

- 18.) [2020 -3067](#) Recognition of heirs of Maggie Lynn Wachacha (d)

Attachments: [Maggie Lynn Wachacha heirs](#)

Backup Maggie Lynn Wachacha heirs

12:05 p.m.

Lunch

- 19.) [2020 -3068](#) A resolution requesting Legislative Counsel, Attorney General, the Cherokee PD, & CDOT and others as Tribal Council and Executive Committee may designate, will collaborate and submit to Council an ordinance to define what is a public road and what is a private road (Item No. 19)

Attachments: [Define a public road and what is private](#)

1:10 p.m.

- 20.) [2020 -3069](#) A resolution to authorize the Tribe, through the Principal Chief to enter into a contract with Innovation Capital, LLC, to assist the Tribe in its efforts to expand & diversify its business opportunities including gaming, and non-gaming industries (Item No. 20)
Attachments: [A resolutio to authorize the Tribe, through the Principal Chief to enter into a conl](#)
Back up Innovation Capital
1:20 p.m.
- 21.) [2020 -3070](#) Tribal Council does hereby all the following indicators for the goal of prosperity (Item No. 21)
Attachments: [Tribal Council does hereby add the following indicators for the population goal o](#)
1:30 p.m.
- 22.) [2020 -3088](#) Dr. Frances Owle-Smith to the CIHA to serve as a physician representative for a re-appointment term of four (4) years beginning on April 28,2020
Attachments: [Dr. Frances L Smith to the CIHA to serve as a Physician rep](#)
Backup Dr. Frances L Smith
1:40 p.m.
- 23.) [2020 -3089](#) Cannabis Commission may submit the attached EBCI Hemp Regulatory Plan with additional non-substantive changes as required or needed to the USDA for final federal review and approval pursuant to the Farm Bill of 2018
Attachments: [Cannabis Commission Regulatory plan](#)
Backup Cannabis commission
1:50 p.m
- 24.) [2020 -3091](#) Resolution requesting that Mingo Falls be protected and preserved by limiting the main trail and footbridge below the falls
Attachments: [Mingo Falls](#)
backup mingo falls pt1
backup mingo falls pt2
2:00 p.m.
- 25.) [2020 -3092](#) Resolution requesting that Council approve the Beloved definition, qualifications, commitments, stipulations and nomination process developed by the Beloved Women Committee
Attachments: [Beloved women Committee](#)
[Backup Beloved Women Committee](#)
2:10 p.m.

- 26.) [2020 -3093](#) Resolution requesting that the Tribe, acting through the Principal Chief, Vice-Chief and Tribal Council in the exercise of their respective offices, is authorized to identify, pursue and engage in any and all commercial business opportunities and transactions, in gaming and non-gaming industries, wheresoever located, that are lawful in the jurisdiction where located, and which the Tribe's business model and which serve the overarching goals of diversifying Tribal revenue sources and strengthen the Tribal economy for the benefit of Tribal citizens

Attachments: [commercial business opportunitites](#)

2:20 p.m.

Lunch

Emergency Resolutions

Banishment Items if Necessary

V. Recessed