

Eastern Band of Cherokee Indians

*PO Box 455
Cherokee, NC 28719*



Meeting Minutes - Final

Thursday, April 7, 2016

8:30 AM

Council Chambers

Tribal Council

I. Call to Order - Chairman**II. Prayer - Vice Chief Sneed****III. Roll Call**

Present: 10 - Council Member Teresa McCoy, Council Member Alan "B" Ensley, Council Member Tommye Saunooke, Council Member Bo Crowe, Chair Adam Wachacha, Council Member Brandon Jones, Council Member Albert Rose, Council Member Anita Lossiah, Council Member Marie Junaluska and Council Member Richard French

IV. Orders of the Day

- 1.) [2015-1384](#) Tabled Ord. No. 182 (2016)- Sect. 14-25.20 Prohibition on the use of tobacco on or near Public Health and Human Services Property
Attachments: [item 6 ord 182 2015-1384](#)
tabled
- 2.) [2015-1385](#) Tabled Ord. No. 183 (2016) - Amend Chapter 48 - ADOPTION
Attachments: [item 7 res 183](#)
tabled
- 3.) [2015-1387](#) Tabled Ord. No. 184 (2016) - All contracts require the signature of the TERO Compliance Officer
Attachments: [13](#)
tabled

V. Reports and Announcements

- [2015-1359](#) Request for time-Mag Teesateskie-NCState Licensing for ChildCare Centers
- 4.) [2015-1361](#) Protest filed by Teresa McCoy-Bigcove council Rep. - Res. 163 - NC State Licensing for Dora Reed
Attachments: [teresa dora reed attachment letter](#)
 [teresa mccoey dora reed licening requiements](#)
 [teresa fot dora reed res_attachment](#)

- 5.) [2015-1349](#) Resolution of appreciation for Senior Management Team

Attachments: [Senior Managment Team](#)

Unanimous Vote to pass
passed
- 6.) [2015-1213](#) Tabled Ordinance 54 2015 - Amendments to Cherokee Code - Section 117-31 - Planning Board

Attachments: [Ord. 54 2015](#)

Unanimous vote by all members present
passed as amended
- 7.) [2015-1254](#) Amdendment to Hunting Ordinance Section 113.11. - Dogs

Attachments: [2016-1254](#)

tabled
- 8.) [2015-1292](#) Tabled Ord. No. 117 (2016) Cherokee Indian Hospital Authority Board of Governors

Attachments: [Ord. 117 2016](#)

withdrawn
- 9.) [2015-1293](#) Tabled Ord. No. 118 (2016) Department of Justice and Attorney General

Attachments: [Ord. 118 2016](#)

tabled
- 10.) [2015-1279](#) Dr. Lisa Bloom, Western Carolina University, to carry out the research project as described in her IRB proposal

Attachments: [tribes medical \(IRB\) board](#)

Resolution passed unanimously
passed
- 11.) [2015-1344](#) Tabled Ord.133 (2016) Cherokee Drug Commission

Attachments: [Ord. 133 2016](#)

tabled
- 12.) [2015-1336](#) Tabled Ord. No. 152 - Amendment to Chapter 117 be amended to include Standards of Ethical Conduct

Attachments: [1336 12](#)

tabled

- 13.) [2015-1337](#) Tabled Ord. No. 153 - Amendment to Chapter 117 be amended to include Office of Government Ethics
Attachments: [1337 13](#)
tabled
- 14.) [2015-1338](#) Tabled Ord. No. 156 - Strike Parts of Section 75-2 of the Cherokee Code
Attachments: [1338 14 154](#)
Unanimous vote by those present 93 Teresa McCoy absent = 7
killed
- 15.) [2015-1339](#) Tabled Ord. No. 155 (2016) Cherokee Code Section 75-55 be amended - Editorial Board
Attachments: [1339 155 15](#)
tabled
- 16.) [2015-1340](#) Parts of Section 75-2 be stricken from the Cherokee Code
Attachments: [1340 156 16](#)
tabled
- 17.) [2015-1341](#) Chapter 161 be amended - Election Dates
Attachments: [1341 157 17](#)
withdrawn

Lunch

- 18.) **2015-1351** Tabled Res. No 162 - HELP Committee will now report to Tribal Housing Board
Attachments: 1351 162 18
held

- 19.) [2015-1386](#) Resolution-BIA -Joseph Arche Conseen-did not leave last wil and testament

Attachments: [bia res \(003\)](#)
 [bia attchment 1](#)
 [bia attchment 2](#)
 [bia attchment 3](#)
 [bia attchment 4](#)
 [bia attchment 5](#)

Unanimous vote
passed as amended

- 20.) [2015-1388](#) Resolution requesting that necessary items for preventing and education of drug issue here on the Qualla Boundary

Attachments: [l0ri taylor res](#)
withdrawn

- 21.) [2015-1356](#) Marion Catolster desires James Rose to be taken off her well

Attachments: [Marion Catolster well issue](#)

Unanimous vote to pass
passed as amended

- 22.) [2015-1413](#) Resolution requesting that Tribal Council authorize ITSWG to prepare a plan of proposal of a Data Center here in Cherokee

Attachments: [Albert Data Center Res](#)
 Albert Data Center Attach 1
 Albert Data Center Attach 2
 Albert Data Center Attach 3
 Albert Data Center Attach 4

Unanimous vote to pass Teresa McCoy absent
passed as amended

- 23.) [2015-1363](#) Elizabeth Thomas is granted permission to carry-out the research project of a biography of her ancestor William Holland Thomas

Attachments: [tj holland](#)

Unanimous vote to pass
passed

- 24.) [2015-1364](#) Request for Resolution-T.J. Holland-Michell Baumflek study on traditional ramp harvesting
Attachments: [tj holland ramps](#)
Unanimous vote to pass
passed
- 25.) [2015-1372](#) Resolution requesting authorization for arbitration provision in construction management contract with Robins and Morton Group (Snowbird Residential Treatment Center)
Attachments: [CIHA treatment center](#)
Unanimous vote to pass Teresa McCoy was absent
passed
- 26.) [2015-1367](#) Tabled Res. No. 192 - Resolution Requesting removal of Angela Kephart from the TCGE Board
Attachments: [item 11](#)
tabled
- 27.) **2015-1390** Resolution-Joseph M. Owle-Authorization from Tribal Council to Direct the AGs office to Draft an Ordinance for Med. Cannabis Law
Attachments: joe owle
held
- 28.) **2015-1395** Last Will and Testament of Beatrice Edith Maney Carver (d)
Attachments: Tribal Realty res
Tribal Realty attachment 1
Tribal Realty attachment 2
Tribal Realty attachment 3
Tribal Realty attachment 4
Tribal Realty attachment 5
Tribal Realty attachment 6
Tribal Realty attachment 7
Tribal Realty attachment 8
Tribal Realty attachment 9
held

- 29.) [2015-1397](#) Tabled Res. No. 193 - Last Will and Testament of Flora Parker Ferguson (d)

Attachments: Tribal Realty Res 4 attach
Tribal Realty Res 5 attach..
Tribal Realty Res 5 attach..
Tribal Realty Res 5
[item 12](#)
[16](#)

Tabled to go to Lands Committee

tabled

- 30.) [2015-1398](#)

Tribal Council authorizes the Chairman of Tribal Council to request assistance from the US Government, via the BIA to remove the encroaching parties and property from the lands of the EBCI

Attachments: [Tribal Realty Res 5](#)
[Tribal Realty Res 6](#)

Unanimous vote to pass

passed

- 31.) **2015-1396**

Tribal Council approves transfers to the Bessie Evelyn Owle Long (d) heirs without the signatures of John Dewitt Long and James Myron Long

Attachments: Tribal Realty Res 2
Tribal Realty Res 2 attach 1
Tribal Realty Res 2 attach 2
Tribal Realty Res 2 attach 3
Tribal Realty Res 2 attach 4
Tribal Realty Res 2 attach 5
Tribal Realty Res 2 attach 6
Tribal Realty Res 2 attach 7

held

Emergency Resolutions

Banishment Items if Necessary

There was one other banishment. Resolution No. 210 Dennis Allen McGaha Travis Smith made the move to pass Albert Rose seconded the move and it was passed unanimously. B Ensley and Bill Taylor were both absent for the vote.

They also brought Tabled Res. No. 176 back to the floor solar panels on tribal buildings it passed unanimously also, B Ensley and Bill Taylor were both absent for the vote.

32.) [2015-1400](#)

Resolution-CIPD Banishments-Matthew Leon Dockery

Attachments: [matthew leon dockery banishment](#)

Unanimous vote to pass B Ensley and Bill Taylor absent
passed

33.) [2015-1362](#)

-CIPD/Dike Sneed- Banishments - Ahmed Saeed Adam

Attachments: [ahmed saeed adam banishment \(002\)](#)

*Travis Smith made the move to pass, but he isn't in the system and i can't correct it **
Resolution passed unanimously B Ensley and Bill Taylor absent
passed

34.) [2015-1399](#)

Attachments: [andrew tab kilpatrick banishment](#)

Travis Smith made the move to pass. Resolution passed 81-19 B Ensley and Bill Taylor absent
passed

35.) [2015-1401](#)

Resolution-CIPD Banishments-Chase Cecil Shafer

Attachments: [chase cecil shafer banishment](#)

Unanimous vote to pass B Ensley and Bill Taylor are absent
passed

36.) [2015-1402](#)

Resolution-CIPD Banishments-Chelsea Dean Robinson

Attachments: [chelsea deac robinson banishment](#)

Travis Smith made the move to pass. Resolution passed unanimously B Ensley and Bill Taylor absent
passed

- 37.) [2015-1403](#) Resolution-CIPD-Banishment-Cristine Marie Difabion
Attachments: [christine matie difabion banishment](#)
Resolution passed unanimously Alan B Ensley and Bill Taylor absent
passed
- 38.) [2015-1404](#) Resolution-CIPD Banishment-Darian Dre'Von Smith
Attachments: [001](#)
Resolution passed unanimously B Ensley and Bill Taylor absent
passed
- 39.) [2015-1405](#) Resolution-CIPD Banishment-Dennis Larry Dockery
Attachments: [dennis larry dovbery banishment](#)
Resolution passed unanimously. B Ensley and Bill Taylor absent
passed
- 40.) [2015-1406](#) Resolution-CIPD Banishment-Erin Marie Haithcock
Attachments: [erin marie haithcock banishment](#)
Resolution passed unanimously B Ensley and Bill Taylor absent
passed
- 41.) [2015-1407](#) Resolution-CIPD Banishment-Heather Kelly Hawkins
Resolution passed unanimously B Ensley and Bill Taylor absent
passed as amended
- 42.) [2015-1408](#) Resolution-CIPD Banishments-Heather Nicole Ramsey
Attachments: [heather nicole ramsey banishment](#)
Passed unanimously B Ensley and Bill Taylor absent
passed
- 43.) [2015-1409](#) Resolution-CIPD Banishment-Jordan Donovan Hall
Attachments: [jordan donavon hall banishment](#)
Passed 68 Teresa McCoy abstain B Ensley, Bill Taylor and Tommye Saunooke absent
passed

44.) [2015-1410](#)

Resolution- CIPD Banishment-Shannon Leigh Woody

Attachments: [shannon leigh woody banishment](#)

Passed unanimously B Ensley Bill Taylor and Tommye Saunooke absent
passed

45.) [2015-1411](#)

-CIPD Banishments-Tyler Lee Gibbs

Attachments: [tyler lee gibbs](#)

Passed unanimously B Ensley and Bill Taylor absent
passed

46.) [2015-1412](#)

Resolution-CIPD Banishment-Tosha Savannah Eller

Attachments: [tosha savannah eller banishment](#)

Passed unanimously B Ensley and Bill Taylor absent
passed

V. Recessed