

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

Date: _____

RESOLUTION NO. _____ (2025)

A resolution approving an extension of the existing Gaming Management Agreement, aka The Second Amended and Restated Management Agreement, between the Tribe and Harrah's NC Casino Company, LLC, to give the Tribe time to examine proposed changes to the Agreement presented in Resolution No. 375 (January 9, 2025), and authorizing and requesting the Principal Chief to execute the extension and submit it to the National Indian Gaming Commission for approval.

WHEREAS, the Eastern Band of Cherokee Indians ("Tribe") is a federally recognized Indian tribe enjoying a government-to-government relationship with the United States; and

WHEREAS, to promote economic development, Tribal self-sufficiency and Tribal self-determination, the Tribal Council has previously authorized the establishment of two tribally-owned casinos offering Class III gaming activities as defined by the Indian Gaming Regulatory Act of 1988 ("IGRA"); and

WHEREAS, the original casino gaming facility opened in November, 1997, is known as Harrah's Cherokee Casino Resort, and is located at 777 Casino Drive, Cherokee, North Carolina; the second facility opened in September, 2015, is known as Harrah's Cherokee Valley River Casino & Hotel, and is located at 777 Casino Parkway, Murphy, North Carolina; and

WHEREAS, the Tribe conducts its casino gaming activities at both locations with the help of Harrah's NC Casino Company, L.L.C. ("Harrah's"), a North Carolina limited liability company, which is an independent contractor to the Tribe and serves as manager of the Tribe's facilities; and

WHEREAS, the contractual relationship between the Tribe and Harrah's is currently governed by, and both entities are parties to, the Second Amended and Restated Management Agreement which is referred to herein as the "Existing Management Agreement"; and

WHEREAS, on January 9, 2025, proposed changes to the Existing Management Agreement were presented to Tribal Council in Resolution No. 375 (2025), which was deemed read and tabled for a work session and a substantive discussion at a later date; and

WHEREAS, the Existing Management Agreement is set to expire on March 29, 2025, and the changes to that Agreement will have to submitted to the NIGC for approval; and

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2 WHEREAS, to give the Tribe time to accomplish these steps, and to ensure compliance with the
3 IGRA, it is prudent to extend the duration (the "Term") of the Existing Management
4 Agreement, as expressed in the attached amendment; and
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6 WHEREAS, Tribal Council has reviewed the proposed extension expressed in the attached
7 amendment to the Second Amended and Restated Management Agreement and has
8 determined that it is in the Tribe's best interest to approve the extension, for the
9 Principal Chief to sign it on behalf of the Tribe, and that it be submitted to the NIGC
10 for approval.
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12 NOW THEREFORE BE IT RESOLVED, by the Tribal Council of the Eastern Band of Cherokee
13 Indians assembled, at which a quorum is present, that the Tribal Council hereby
14 authorizes and approves the attached proposed Amendment, which limited to
15 extending the Term of the Second Amended and Restated Management Agreement
16 by and between the Tribe and Harrah's NC Casino Company, L.L.C., an
17 independent contractor.
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19 BE IT FURTHER RESOLVED, that the Tribal Council hereby requests the Principal Chief to
20 execute on behalf of the Tribe the attached proposed Amendment to the Second
21 Amended and Restated Management Agreement Third Amended and Restated
22 Management Agreement, and to deliver the same to the NIGC for consideration
23 and approval, along with any other related instruments necessary or helpful to the
24 Tribe's interest in obtaining the NIGC's approval of the proposed extension.
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26 BE IT FURTHER RESOLVED that all prior resolutions that are inconsistent with this resolution
27 are hereby rescinded.
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29 BE IT FINALLY RESOLVED THAT this resolution shall be effective upon ratification by the
30 Principal Chief.
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34 *Submitted by: Tribal Casino Gaming Enterprise Board of Advisors*
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