

Eastern Band of Cherokee Indians

*PO Box 455
Cherokee, NC 28719*



Meeting Agenda - Final

Thursday, February 6, 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 -2999](#) Amendment to Cherokee Code Chapter 117-36 and rescinds Cherokee Code Chapter 120
Attachments: [Item No. 1 - Amendment Chapter 117-36](#)
- 2.) [2020 -3000](#) Amendment to Cherokee Code Section 117-109 - Audit and Ethics Committee
Attachments: [Item No. 2 - Amendment to 117-109](#)
- 3.) [2020 -3001](#) Amendment to Cherokee Code Chapter 114 - Department of Justice and Attorney General
Attachments: [Item No. 3 - Amendment to Chapter 114](#)
- 4.) [2020 -3002](#) Amendment to Cherokee Code Chapter 2 - Governing the exclusion powers of the Tribe
Attachments: [Item No. 4 - Amendment Chapter 2](#)
- 5.) [2020 -3003](#) Amendment to Cherokee Code Chapter 114A and 7B - Legal Assistance Office
Attachments: [Item No. 5 - Amendment to Chapter 114-7B](#)
- 6.) [2020 -3004](#) Amendment to Cherokee Code Chapter 87 and 131 - Professions and occupations & Cherokee Water Code
Attachments: [Item No. 6 - Chapter 87 and 131](#)
- 7.) [2020 -3005](#) Amendment to Cherokee Code Chapter 143 - Building Codes and Flood Control
Attachments: [Item No. 7 - Amendmen to Chapter 143](#)
- 8.) [2020 -3006](#) Amendment to Cherokee Code Chapter 130 - Public Health
Attachments: [Item No. 8 - Amendment to Chapter 130](#)
- 9.) [2020 -3007](#) Amendment to Cherokee Code Chapters 62 and 145 - Utilities and Wastewater Discharge
Attachments: [Item No. 9 - Amendment to Chapter 62 and 145](#)
- 10.) [2020 -3008](#) Amendment to Cherokee Code Chapters 113A, 113B, 113C, 113D, 113E, 113F and 113G - Air and Noise, Pollution Control and Environment
Attachments: [Item No. 10 - Amendment to 113](#)

V. Reports and Announcements

- 11.) [2019-2912](#) Tabled Res. No.32(2019) - Council instruct AG to draft legislation for Council consideration that appointed positions shall become "elected" (Item #9) 10:40 AM
Attachments: [Tabled Res. No.32\(2019\)](#)
9:30 a.m.
- 12.) [2019-2948](#) Tabled Res. No.68(2019) - Tribal Council shall issue an RFP for a Legislative CPA
Attachments: [Item No. 12 Tabled Res 68 2019](#)
9:40 a.m.
- 13.) [2019-2952](#) Tabled Ord. No. 80(2020) - Business License Law Clarification
Attachments: [Tabled Ord. No. 80\(2020\)](#)
9:50 a.m.
- 14.) [2019-2953](#) Tabled Ord. No. 81(2019) - Limited waiver of Sovereign Immunity for Hospital Contracts
Attachments: [Tabled Ord. No. 81\(2019\)](#)
10:00 a.m.
- 15.) [2019-2954](#) Tabled Ord. No. 82(2019) - Tribal Alcohol Beverage Control Commission
Attachments: [Tabled Ord. No. 82\(2019\)](#)
10:10 a.m.
- 16.) [2019-2956](#) Tabled Ord. No. 83(2020) - Public Health and Sanitation Code
Attachments: [Tabled Ord. No. 83\(2020\)](#)
10:20 a.m.
- 17.) [2019-2957](#) Tabled Ord. No. 84(2020) - Brokers are prohibited
Attachments: [Tabled Ord. No. 84\(2020\)](#)
10:30 a.m.
- 18.) [2019-2958](#) Tabled Ord. No. 85(2020) - Amendment to Chapter 161 - Tribal Elections
Attachments: [Tabled Ord. No. 85\(2020\)](#)
10:40 a.m.
- 19.) [2019-2960](#) Tabled Ord. No. 87(2020) - Amendment to section 117-37 - Public Meeting Ordinance
Attachments: [Tabled Ord. No. 87\(2020\)](#)
10:50 a.m.

- 20.) [2019-2968](#) Tabled Res. No. 92 (2020) - Resolution requesting that Realty and Attorney General draft an ordinance to address outdated land transfers
Attachments: [Tabled Res. No. 92\(2020\)](#)
11:00 a.m.
- 21.) [2019-2981](#) Tabled Res. No.104(2020) - Resolution proposing to clarify the intent of Resolution No.27(2019)
Attachments: [Res. No.104\(2020\)](#)
Back up for Res. No.104(2020)
11:10 a.m.
- 22.) [2020 -3009](#) Amendment to the Tribal Council Resolution No.177(2018) Beloved Woman Committee - a member appointed by Tribal Council (Item No. 22)
Attachments: [Item No. 22](#)
Backup for Item No. 22
11:20 a.m.
- 23.) [2020 -3010](#) Tribal Council appoints Lisa Taylor to the Beloved Women Committee (Item No. 23)
Attachments: [Item No. 23](#)
11:30 a.m.
- 24.) [2020 -3011](#) Amendment to Resolution No. 4(2019) shall rescind the timeline for a needs assessment and service evaluation (Item No. 24)
Attachments: [Item No. 24](#)
[Backup for Item No. 24](#)
11:40 a.m.
- 25.) [2020 -3012](#) Possessory holding records in the Realty Office and of Margaret Ruby Wachacha own a possessory interest in the possessory holding, Snowbird Community Parcel No.23-A (Part of Parcel No.23) containing 0.1035 acres, more or less, is hereby assigned to her (Item No. 25)
Attachments: [Item No. 25](#)
Backup for Item No. 25
11:50 a.m.
- Lunch**
- 26.) [2020 -3013](#) Quitclaim deed agreement dated June 15, 2001, to transfer Big Cove Community Parcel No. 56 from the heirs of Driver Pheasant, Sr. and Emily Nettie Pheasant to Melissa Gail Pheasant Queen without the notarized signatures of Anita Pheasant Teesateskie and Daniel Evan Pheasant is hereby approved (Item No. 26)
Attachments: [Item No. 26](#)
1:00 p.m.

- 27.) [2020 -3014](#) The Principal Chief is hereby authorized to act on behalf of the Tribe, to enter into the Memorandum of Agreement and Understanding as follows on exhibit A: Memorandum of Agreement and Understanding by and between The EBCI and Kituwah, LLC (Item No. 27)

Attachments: [Item No. 27](#)

Backup for Item No. 27

1:10 p.m.

- 28.) [2020 -3015](#) Tribal Council of the EBCI hereby officially requests that the BIA transfer to the EBCI all right, title and interest in BIA Building No.1 located at 257 Tsali Boulevard, Cherokee, NC (Item No. 28)

Attachments: [Item No. 28](#)

Backup for Item No. 28

1:20 p.m.

Emergency Resolutions

Banishment Items if Necessary

V. Recessed