

AMENDED TABLED

Cherokee Council House
Cherokee, North Carolina

FEB 07 2019

Date

RESOLUTION NO. 489 (2019)

WHEREAS, this resolution provides for an election by referendum to adopt a constitution for the Eastern Band of Cherokee Indians; and

WHEREAS, through this process, we acknowledge the historical foundation laid for this document by Form of Government Declaration (1868), Lloyd Welch Constitution (1870) Lloyd Welch Constitution Amendment (1875), North Carolina State Charter (1889), NC State Charter Amendment (1897), NC State Charter Amendment (1931), NC State Charter Amendment (1933), and the Charter and Governing Document (1986); and

WHEREAS, as the Eastern Band of Cherokee Indians is a sovereign nation, it is necessary and proper to adopt a Constitution to strengthen separation of governmental power, implement protection of the citizens and ensure stronger civil rights to individuals, among other areas; and

WHEREAS, the Cherokee Code, Chapter 161 – Elections, Sec. 161-9(c) creates process that establish a referendum issue shall only be established by resolution of the Tribal Council, duly ratified by the Principal Chief.

NOW, THEREFORE, BE IT RESOLVED by the Eastern Band of Cherokee Indians in Tribal Council Assembled, at which a quorum is present that the Tribal Council of the Eastern Band of Cherokee Indians does hereby place the following Ballot Question before the people at the next General Election, regarding the constitution document attached hereto:

Ballot Question:

Question: Should the Eastern Band of Cherokee Indians adopt the constitution attached within Res. No. _____ (2019)?

Yes _____

No _____

1 BE IT FINALLY RESOLVED that all resolutions inconsistent with this resolution are rescinded,
2 and that this resolution shall become effective when ratified by the Principal
3 Chief.
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6 *Submitted by: Citizens for a Constitution;*
7 *Albert Rose, Birdtown Representative;*
8 *Perry Shell, Big Cove Representative;*
9 *Tom Wahnetah, Yellowhill Representative;*
10 *Jeremy Wilson, Wolftown Representative;*
11 *Boyd Owle, Birdtown Representative;*
12 *Bo Crowe, Wolftown Representative;*
13 *Bucky Brown, Snowbird/Cherokee Co. Representative*
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