

AMENDED  
PASSED

CHEROKEE COUNCIL HOUSE  
CHEROKEE, NORTH CAROLINA

Date: FEB 05 2019

RESOLUTION NO. 482 (2019)

WHEREAS, the Eastern Band of Cherokee Indians has recognized the need to pursue economic diversification to lessen reliance on on-reservation based gaming income;

WHEREAS, the Eastern Band of Cherokee Indians ("Tribe") is a federally recognized Indian tribe organized under the Charter of the Eastern Band Cherokee Indians, resolved to form a Limited Liability Company to further economic development and passed Ordinance 619, adding Chapter 55B to the Cherokee Code that provide for the formation of a Limited Liability Company owned by Eastern Band of Cherokee Indians;

WHEREAS, Kituwah, LLC has been duly formed under Cherokee Code Section 55-B as a wholly-owned LLC authorized and empowered to pursue, operate, and manage such activities and tribal businesses to provide economic diversification from reservation-based gaming, and

WHEREAS, Kituwah, LLC has presented a thorough and reasonable business plan to the Tribal Council; and

WHEREAS, the Tribe recognizes the need to provide a sufficient equity investment into Kituwah, LLC to maximize the likelihood and scope of success; and

WHEREAS, delay of such funding would not be cost-effective to the Tribe; and

NOW THEREFOR BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee Indians assembled, at which a quorum is present, that the sum of twenty-five million dollars (\$25,000,000.00) is hereby appropriated and allocated to Kituwah, LLC to be booked as an equity investment by the Tribe.

BE IT FURTHER RESOLVED that EBCI Finance Department is authorized to take the necessary steps to carry out the intent of this resolution.

BE IT FINALLY RESOLVED that all resolutions that are inconsistent with this resolution are rescinded and that this resolution shall become effective when ratified by the Principal Chief.

*Submitted by the Kituwah Economic Development Board*

The attached Resolution/Ordinance No. 482 dated FEBRUARY 5, 2019 was:

**PASSED ( X )**

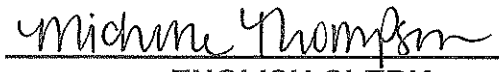
**KILLED ( )**

and ratified in open Council on FEBRUARY 5, 2019 by 81 voting for the act  
and 0 members voting against it as follows:

VOTE	FOR	AGAINST	ABSTAIN	ABSENT
Richard French	X			
Perry Shell	X			
Boyd Owle	X			
Bucky Brown	X			
Tom Wahnetah				X
David Wolfe	X			
Adam Wachacha	X			
Bo Crowe				X
Jeremy Wilson	X			
Albert Rose	X			
Lisa Taylor	X			
Tommye Saunooke	X			
	81	0	0	19



TRIBAL COUNCIL CHAIRMAN



ENGLISH CLERK



PRINCIPAL CHIEF

APPROVED ( ✓ ) VETOED ( )

VETO UPHELD ( ) VETO DENIED ( )

DATE: 2/26/19

I hereby certify that the foregoing act of the Council was duly:

**PASSED ( )**

**KILLED ( )**

and ratified in open Council after the same has been interpreted by the Official Interpreter and  
has been fully and freely discussed.

INTERPRETED ( )

OMITTED ( )