

AMENDED
PASSED
VETOED
UPHELD

DEC 05 2019

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

OCT 31 2019

DATE

RESOLUTION NO. 44 (2019)

WHEREAS, the Charter states “[a]ll other offices and employee of the Tribe shall receive compensation for their services as shall be provided by the Tribal Council.” Charter and Governing Document of the Eastern Band of Cherokee Indians sec. 7.

WHEREAS, 2014 was the last cost-of-living adjustment (COLA) for tribal employees. *See* Eastern Band of Cherokee Indians Tribal Council Resolution No. 401 (2014).

WHEREAS, the Tribal Council directed the annual evaluation and adjustment of the inflation rate on tribal employees. *Id.*

WHEREAS, a three percent (3%) cost-of-living adjustment is in the best interest for all tribal employees.

NOW THEREFORE BE IT RESOLVED by the Eastern Band of Cherokee Indians in Council assembled, at which a quorum is present, that the Tribal Council appropriates monies for a five percent cost-of-living adjustment in addition to the merit system for FY 2020 tribal employees.

BE IT FURTHER RESOLVED that the Division of Human Resources shall annually evaluate the need for a cost-of-living adjustment and adjust accordingly, along with the merit system for future budget.

BE IT STILL FURTHER RESOLVED that the Department of Treasury shall identify monies to accommodate these increases.

BE IT FINALLY RESOLVED that this resolution shall become effective upon ratification.

Submitted by: Bo Crowe, Wolfstown/Big-Y Representative
Alan B. Ensley, Vice-Chief

Cherokee Council House
Cherokee, North Carolina
October 31, 2019

Amendment to Res. No. 44 (2019) :

- in the fourth, "WHEREAS," change "3" to "5"
- amend the submitted by to :Tribal Council and Vice Chief Ensley
- In the, "BE IT FURTHER RESOLVED," after, "Division of Human Resources, " insert, "Executive Committee and Department of Treasury"

The attached Resolution/Ordinance No. 44 dated OCTOBER 31, 2019 was

PASSED (X)

KILLED ()

and ratified in open Council on OCTOBER 31, 2019 by 93 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 | | | |
| Chelsea Saunooke | X | | | |
| Albert Rose | X | | | |
| Dike Sneed | X | | | |
| Tommye Saunooke | X | | | |
| | 93 | 0 | 0 | 7 |



TRIBAL COUNCIL CHAIRMAN



ENGLISH CLERK



PRINCIPAL CHIEF

APPROVED () VETOED (☒)

VETO UPHELD () VETO DENIED ()

DATE: 11/18/19

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 ()



The Eastern Band of Cherokee Indians

Principal Chief Richard G. Sneed

Vice Chief Alan B. Ensley

Adam Wachacha
Chairman
Snowbird &
Cherokee Co. Township

November 14, 2019

David Wolfe
Vice-Chairman
Yellowhill Township

Tribal Council of the Eastern Band of Cherokee Indians
Chairman Adam Wachacha
Cherokee Council House
Cherokee, North Carolina

Tribal Council Members

Tom Wahnetah
Yellowhill Township

Bucky Brown
Snowbird &
Cherokee Co. Township

Richard French
Big Cove Township

Perry Shell
Big Cove Township

Bo Crowe
Wolfstown Township

Jeremy Wilson
Wolfstown Township

Lisa Taylor
Painttown Township

Tommye Saunooke
Painttown Township

Albert D. Rose
Birdtown Township

Boyd Owle
Birdtown Township

Dear Chairman Wachacha,

In accordance with the Charter and Governing Document of the Eastern Band of Cherokee Indians Section 13 and Cherokee Code Section 117-4, I am issuing a veto of Resolution No. 44 (2019) due to omittance of necessary language and present a replacement resolution for the consideration and action of the Tribal Council.

Respectfully Submitted,

Richard G. Sneed, Principal Chief

The attached RESOLUTION 44 dated OCTOBER , 31, 2019_ was: VETOED and

UPHELD (X)

OVERRODE ()

in open Council on DECEMBER 05, 2019 by 81 WEIGHTED VOTES to uphold the veto
and 0 WEIGHTED VOTES to override the veto

| VOTE | UPHOLD | OVERRIDE | ABSTAIN | ABSENT |
|------------------|--------|----------|---------|--------|
| Perry Shell | | | | |
| Richard French | | | | X |
| Boyd Owle | | | | X |
| David Wolfe | X | | | |
| Tom Wahnetah | X | | | |
| Bucky Brown | X | | | |
| Chelsea Saunooke | X | | | |
| Bo Crowe | X | | | |
| Adam Wachacha | X | | | |
| Albert Rose | X | | | |
| Dike Sneed | X | | | |
| Tommye Saunooke | X | | | |
| | 81 | 0 | 0 | 19 |


TRIBAL COUNCIL CHAIRMAN


ENGLISH CLERK

VETO UPHELD (x) VETO DENIED ()

DATE: DECEMBER 05, 2019

INTERPRETED ()

OMITTED ()