

RESOLUTION NO. 35-21

COUNCIL OF THE CHEROKEE NATION

**A RESOLUTION AUTHORIZING CHEROKEE NATION TO NEGOTIATE AND/OR
ADVERTISE FOR BID TO LEASE TRIBAL UNITS ON FEE OR TRUST LAND**

WHEREAS, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government on behalf of the Cherokee people;

WHEREAS, the Cherokee Nation is a federally recognized Indian Nation with a historic and continual government to government relationship with the United States of America;

WHEREAS, the Cherokee Nation has certain areas of farming and grazing land that are leased to individuals and several units of this nature will become available on or about January 1, 2022;

WHEREAS, the Cherokee Nation wishes to lease such units for the normal lease cycle which will begin January 1, 2022 and end December 31, 2026;

WHEREAS, the Cherokee Nation Real Estate Services requests the tribal Council to issue a waiver of said regulation requiring surety bonds on Cherokee Tribal Land Leases. According to regulations contained in 25 CFR 162.234, the tenant must secure a bond, however under 162.203 (2) the bond can be waived by tribal resolution. Cherokee Nation has determined that a waiver of performance bond or alternative form of security is in the best interest of the tribe, and;

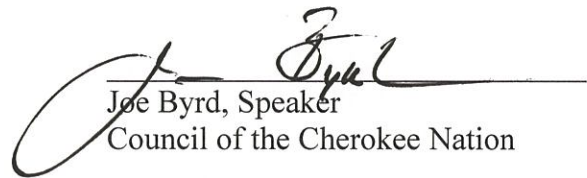
WHEREAS, The Cherokee Nation requests a Waiver of Valuation pursuant to **25 CFR §162.420(a)**. The Cherokee Nation has determined that:

1. Cherokee Nation has negotiated compensation satisfactory to the tribe.
2. Cherokee Nation waives valuation; and
3. Cherokee Nation has determined that accepting such bids or negotiated compensation and waiving valuation is in the best interest of the tribe.


BE IT RESOLVED BY THE CHEROKEE NATION, that the Principal Chief of Cherokee Nation, Chuck Hoskin Jr., and/or his authorized designee(s) be authorized to enter into the above described leasing, with the appraisal and bond waived, in accordance with 25 CFR § 162 and the Bureau of Indian Affairs policy and procedure for leasing of land owned by United States of America in Trust for Cherokee Nation.

CERTIFICATION


The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 12th day of July, 2021, having 17 members present, constituting a quorum, by the vote of 17 yea; 0 nay; 0 abstaining.


Joe Byrd, Speaker
Council of the Cherokee Nation

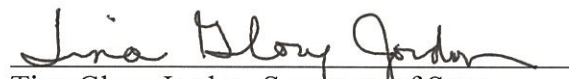
ATTEST:


Janees Taylor, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 15th day of July, 2021.


Chuck Hoskin Jr., Principal Chief
Cherokee Nation

ATTEST:


Tina Glory Jordan, Secretary of State
Cherokee Nation

**ADMINISTRATIVE
CLEARANCE**

Dept/Program:

Signature/Initial Date

Executive Director:

Signature/Initial Date

**Treasurer (Required:
Grants/Contracts/Budgets):**

Signature/Initial Date

Government Relations:

Signature/Initial Date

Administration Approval:

June 15/21

June 15/21

Signature/Initial Date

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Stoke 6/29/21

Signature/Initial Date

Standing Committee & Date:

Resource 7/12/21

Chairperson:

Jordan

Signature/Initial Date

**Cherokee Nation
Act/Resolution Proposal Form**

☐ Act

☒ Resolution

TITLE:

**A RESOLUTION AUTHORIZING CHEROKEE NATION
TO NEGOTIATE AND/OR ADVERTISE FOR BID TO
LEASE TRIBAL UNITS ON FEE OR TRUST LANDS**

DEPARTMENT CONTACT: Ginger Reeves

RESOLUTION PRESENTER: Ginger Reeves

COUNCIL SPONSOR: EO Smith and Rex Jordan

NARRATIVE:

The request set forth in the attached resolution is for Cherokee Nation to lease tribally owned Fee & Trust lands for the 5-year grazing cycle. These leases will begin on January 1, 2022 and end on December 31, 2026. Cherokee Nation also requests to waive the bond and appraisal.

JUN 29 '21 PM2:00