



# Council of the Cherokee Nation

Cherokee Nation Tribal Council  
17763 S. Muskogee Ave.  
Tahlequah, OK 74464

## Legislation Details (With Text)

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**Title:** A RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE CHEROKEE NATION AND THE TULSA DISTRICT, UNITED STATES ARMY CORPS OF ENGINEERS

**Sponsors:** Janelle Fullbright, Don Garvin, David Thornton, Sr., Cara Cowan Watts, Meredith Frailey, Buel Anglen, Jack D. Baker, Julia Coates, Jodie FISHINGHAWK, Tina Glory Jordan, Frankie Hargis, Chuck Hoskin Jr., Lee Keener Jr., Curtis Snell, David Walkingstick

**Indexes:** Memorandum of Agreement

**Code sections:** N/A - Not Applicable

**Attachments:** 1. R-17-12

Date	Ver.	Action By	Action	Result
1/26/2012	1	RULES COMMITTEE	Withdrawn	
1/20/2012	1	OFFICE OF THE CHIEF	Signed	
1/16/2012	1	TRIBAL COUNCIL	Approved	Pass
1/16/2012	1	RESOURCE COMMITTEE	Approved and Forwarded to Council	Pass

### **A RESOLUTION AUTHORIZING A MEMORANDUM OF AGREEMENT BETWEEN THE CHEROKEE NATION AND THE TULSA DISTRICT, UNITED STATES ARMY CORPS OF ENGINEERS**

**WHEREAS**, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government in 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 encourages economic development and acknowledges renewable energy resources are necessary to prevent land and air pollution as an alternative to the use of fossil fuels, as well as a part of a solution toward sustainability;

**WHEREAS**, Cherokee Nation Businesses is engaged in an endeavor related to the construction of a hydroelectric facility at the W.D. Mayo dam site, which may include operation of the facility and hydroelectric power marketing (“W.D. Mayo Project”);

**WHEREAS**, it is in the interests of the Cherokee Nation to engage the United States Army Corps of Engineers to provide specialized services related to the W.D. Mayo Project, including the provision of data for and the review of the Nation’s fixed bed navigation study model, assistance in site access and security controls, technical coordination, general administrative support, and project management for identified tasks, as more specifically described in an Interagency Agreement to be authorized by a Memorandum of Agreement between the Cherokee Nation and the United States Army Corps of Engineers.

**WHEREAS**, funding for the services to be rendered by the United States Army Corps of Engineers under the Interagency Agreement and Memorandum of Agreement related to the W.D. Mayo Project has been provided by the United States Department of the Interior.

**BE IT RESOLVED BY THE CHEROKEE NATION**, that the Principal Chief is hereby authorized to execute on behalf of the Cherokee Nation a Memorandum of Agreement with the United States Army Corps of Engineers, and such Interagency Agreements negotiated in accordance with said Memorandum of Agreement related to the W.D. Mayo Project, provided that funding is available and included in an appropriate budget authorized by the Council, including without limitation the Interagency Agreement related to the services described herein.