



Council of the Cherokee Nation

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

Legislation Text

File #: 21-111, Version: 1

A RESOLUTION AUTHORIZING A LIMITED WAIVER OF SOVEREIGN IMMUNITY FOR THE PURCHASE OF PROPERTY FROM OKLAHOMA ORDINANCE WORKS AUTHORITY

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 Nation enjoys sovereign immunity from suit under federal and state law;

WHEREAS, the Nation has inherent sovereign power by virtue of its constitution and tribal law to enter into contractual agreements and execute such waivers necessary for such agreements;

WHEREAS, waivers of sovereign immunity must be approved by the Cherokee Nation Tribal Council;

WHEREAS, Cherokee Nation wishes to purchase real property from Oklahoma Ordinance Works Authority, for the construction of a Child Development Center;

WHEREAS, the proposed contract contains a limited waiver of Sovereign Immunity, strictly limited in scope to apply only to the Property and to Purchaser's obligations under the Agreement;

BE IT RESOLVED BY THE CHEROKEE NATION, that the Principal Chief and/or his designee are hereby authorized and directed to execute all documents or transactions necessary for Cherokee Nation to purchase real property from Oklahoma Ordinance Works Authority, for the construction of a Child Development Center, specifically including a limited waiver of Sovereign Immunity, strictly limited in scope to apply only to the Property and to Purchaser's obligations under the Agreement.

