



Council of the Cherokee Nation

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

Legislation Text

File #: 16-029, **Version:** 1

A RESOLUTION RATIFYING AN AGREEMENT WITH THE UNITED STATES DEPARTMENT OF TRANSPORTATION FOR THE TRIBAL TRANSPORTATION PROGRAM

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

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; and

WHEREAS, the U.S. Congress has found that the tribal right of self-government flows from the inherent sovereignty of Indian tribes and nations; and that the United States recognizes a special government-to-government relationship with Indian tribes, including the right of the Indian tribes to self-governance, as reflected in the Constitution, treaties, federal statutes, and through the course of dealings of the United States with Indian tribes; and

WHEREAS, self-governance has authorized the Nation to plan, conduct, consolidate, administer, and receive funding for all programs, services, functions and activities as authorized under the authority granted by section 202 (b)7 of Title 23, United States Code; and

WHEREAS, Resolution No. 21-90 authorized the first self-governance annual funding agreement with the Secretary of the Interior under the Demonstration Project of the Indian Self-Determination and Education Assistance Act, P.L. 93-638 as amended; and

WHEREAS, the Nation executed a permanent Compact of Self-Governance in 1993 and has successfully operated its own roads program since that time; and

WHEREAS, Legislative Act 15-01 authorized the Principal Chief to execute treaties, memorandums of agreement, contracts, compacts and other agreements on behalf of the Nation; with ratification by the Council; and

WHEREAS, the Principal Chief or his/her designee has negotiated a Tribal Transportation Program Agreement with the Administrator, Federal Highway Administration for and on behalf of the United States Department of Transportation.

BE IT RESOLVED BY THE CHEROKEE NATION, that the Council of the Cherokee Nation hereby ratifies the Tribal Transportation Program Agreement negotiated with the United States Department of Transportation for programs, services, functions, and activities and including all routine funding attachments to

such agreement as they are negotiated from time-to-time.