

TO APPROVE AN AMENDMENT TO BUSINESS LEASE 4200028456, A BUSINESS LEASE IN FAVOR OF THE CHOCTAW NATION OF OKLAHOMA ON CHOCTAW AND CHICKASAW TRIBAL TRUST LAND IN LATIMER COUNTY, OKLAHOMA

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING BILL

A COUNCIL BILL

TO APPROVE an amendment to Business Lease 4200028456, a business lease in favor of the Choctaw Nation of Oklahoma, on land held by the USA in Trust for the Choctaw and Chickasaw Nations in Latimer County, Oklahoma.

WHEREAS, in accordance with Article VII, Section 1 of the Constitution of the Choctaw Nation of Oklahoma (the "Nation"), the Chief shall perform all duties pertaining to the Office of the Chief Executive. He shall sign official papers on behalf of the Nation;

WHEREAS, in accordance with Article IX, Section 6 of the Constitution of the Choctaw Nation of Oklahoma, the Tribal Council (the "Council") shall make decisions pertaining to the acquisition, leasing, disposition, and management of tribal property;

WHEREAS, on March 11, 2017, the Council passed CB-63-17, a bill approving Business Lease No. 4200028456 for the Tali hina Travel Plaza, an economic development venture. See Exhibit C;

WHEREAS, section 4 of Business Lease No. 4200028456 states that "Unless otherwise provided in the lease, rent payments may not be made or accepted more than one year in advance of the due date." See Exhibit B;

WHEREAS, the Nation now proposes to amend Business Lease No. 4200028456 by allowing payment of rent to be made and accepted more than one year in advance of the due date. See Exhibit A; and

WHEREAS, the Council has determined it is in the best interest of the Nation to approve the amendment to Business Lease No. 4200028456 pursuant to Exhibit A.

THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval of the proposed amendment to Business Lease No. 4200028456 pursuant to Exhibit A as attached.

BE IT FURTHER ENACTED by the Council that this Bill be cited as an acknowledgement that the Chief of the Nation, or his designee, is authorized to prepare, execute, deliver and file any and all agreements, certificates, instruments and documents, in such form and with such terms and provisions as the Chief of the Nation, or his designee, may approve, and to take such other action as he, she or they may deem proper or appropriate, to carry out the intent and purposes of the foregoing enactments.

CERTIFICATION


I, the undersigned, as Speaker of the Tribal Council of the Choctaw Nation of Oklahoma, do hereby certify that the Tribal Council is composed of twelve (12) seats. Eight (8) members must be present to constitute a quorum. I further certify that eleven (11) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma, on January 9, 2021. I further certify that the foregoing Council Bill CB- 30 -21 was adopted at such meeting by the affirmative vote of eleven (11) members, zero (0) negative votes, and zero (0) abstaining.

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CHOCTAW NATION OF OKLAHOMA ON CHOCTAW AND CHICKASAW TRIBAL TRUST LAND IN
LATIMER COUNTY, OKLAHOMA



Ronald Perry, Secretary
Choctaw Nation Tribal Council

Date: 1-12-21



Thomas Williston, Speaker
Choctaw Nation Tribal Council



Gary Patton, Chief
Choctaw Nation of Oklahoma

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Purpose of Council Bill: To approve the proposed Business Lease No. 4200028456 to include a provision allow for the collection of rent payment more than one year in advance of the due date. It is on land held by the USA in Trust for the Choctaw and Chickasaw Nations in Section 3, Township 3 North, Range 21 East, Latimer County, OK, and is at the site of the Talihina Travel Plaza, an economic development venture. Attached is the Lease Amendment labeled Exhibit A, original Business Lease labeled Exhibit B, Council Bill No. CB-63-17 labeled Exhibit C, and location map labeled Exhibit D.

Title of Council Bill: TO APPROVE AN AMENDMENT TO BUSINESS LEASE 4200028456, A BUSINESS LEASE IN FAVOR OF THE CHOCTAW NATION OF OKLAHOMA ON CHOCTAW AND CHICKASAW TRIBAL TRUST LAND IN LATIMER COUNTY, OKLAHOMA

Grantee: Choctaw Nation of Oklahoma

Duration: 25-year term with a renewal term of 25-years

Payment: \$0.00

Request by Project Director: Traci Umsted, Senior Director of Land & Title, Kelly McKaughan, Senior Executive Officer