

TO APPROVE A COMMERCIAL LEASE AGREEMENT WITH BACHMANN PROPERTIES, LLC

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO APPROVE a commercial lease agreement with an initial term of April 1, 2017, through December 31, 2017, and continuing thereafter on a month-to-month basis, through which the Choctaw Nation of Oklahoma will lease office space from Bachmann Properties, LLC.

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

WHEREAS, The Nation currently leases office space for use by the Nation's Internal Audit Department from Bachmann Properties, LLC pursuant to an existing lease. The existing lease will expire on March 31, 2017. The Nation's Internal Audit Department is in need of office space for the remainder of 2017 and desires to continue to lease the same property. Bachmann Properties, LLC has proposed to execute the attached Commercial Lease Agreement, and


WHEREAS, Charles Bachmann III, a governing member of Bachman Properties, LLC, became an employee of the Nation on January 3, 2017, thus creating a potential conflict of interest, and

WHEREAS, A waiver of potential conflict of interest is appropriate for the following reasons: Charles Bachmann III is not employed in a position with the Nation to influence the Nation's decision to enter into a lease; and the lease was negotiated in an arm's length transaction, is fair and reasonable, contains no hidden or implied terms or special understandings between the parties, and contains substantially the same terms as the existing lease.

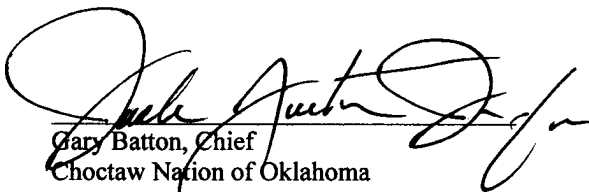
THEREFORE BE IT ENACTED by the Tribal Council of the Choctaw Nation of Oklahoma that this Bill be cited as approval for execution of the Commercial Lease Agreement and Waiver of Potential Conflict of Interest.

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 nine (9) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on March 11, 2017. I further certify that the foregoing Council Bill CB-64 -17 was adopted at such meeting by the affirmative vote of nine (9) members, zero (0) negative votes, and zero (0) abstaining.


Delton Cox, Speaker
Choctaw Nation Tribal Council


Ronald Perry, Secretary
Choctaw Nation Tribal Council


Gary Batton, Chief
Choctaw Nation of Oklahoma

Date 3-13-17