



Pawnee Nation of Oklahoma

RESOLUTION #18-52
SEPTEMBER 11, 2018

RESOLUTION

Whereas, The Pawnee Business Council is the supreme governing body of the Pawnee Nation and is authorized to conduct business on behalf of the Pawnee Nation in accordance with Article IV, Sections 1 and 2 of the Pawnee Nation Constitution and By-Laws; and

Whereas, the Pawnee Business Council met in special session on September 11, 2018, at the Pawnee Nation Resource Center, duly authorized, with a quorum present; and

Whereas, the Pawnee Nation of Oklahoma has a special relationship with the former industrial school known as Chilocco Indian School and the surrounding property; and

Whereas, the Pawnee Nation of Oklahoma is a member of the Council of Confederated Chilocco Tribes (CCCT) which is a group entrusted with protecting the Chilocco Indian School property; and

Whereas, the CCCT, as Lessor, entered into a lease arrangement with University Multispectral Labs-OSU (OSU-UML), as Lessee, under Business Lease No. 810 0000013567 (Lease); and

Whereas, it has become clear that the interests of OSU-UML and CCCT concerning the use of the Chilocco Indian School property, as identified in Article 2 of the Lease, no longer align.

Whereas, CCCT is tasked with protecting the Chilocco Indian School property—a school where many CCCT tribal members attended and where Indian children were buried—as well as protecting the interests of our individual tribal communities that are near the Chilocco Indian School property. Accordingly, the project related to biochemical warfare that OSU-UML and the Department of Homeland Security intended to carry out at the Chilocco Indian School property not only conflicted with the Lease terms concerning environmental protections, archaeological, cultural and historic resources protections, and hazardous materials, but also posed a potential threat to the health and wellbeing of our tribal members who live near the school; and

Whereas, Article 5 of the Lease states that the “lease may be renewed under the mutual agreement of the Lessor and Lessee”—the CCCT hereby gives notice that it does not mutually agree to a renewal of the Lease and that the Lease term expires on December 31, 2018; and

NOW, THEREFORE BE IT RESOLVED the Pawnee Business Council does hereby, in agreement with the CCCT, respectfully request that OSU-UML not seek to exercise the renewal option in the Lease. The CCCT further requests that OSU-UML take action to provide written notice to all parties with an interest in the Lease, including, but not limited to, the Secretary of the Interior and any sureties, mortgagees, or other third parties, that there is no mutual agreement to renew the Lease pursuant to Article 5, and thus, the Lease shall expire on December 31, 2018; and

NOW, THEREFORE FURTHER BE IT RESOLVED the Pawnee Business Council does hereby request, that in accordance with Article 48 of the Lease, upon the expiration

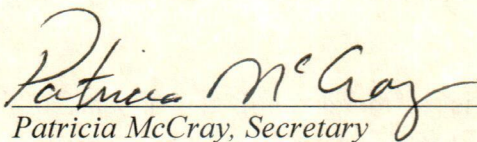
of the Lease term, December 31, 2018, OSU-UML shall have 30 days to remove all property removable under the terms of the Lease, or pay a daily rental computed at a rate of double the daily rental charged during the year immediately preceding the termination of the Lease, from the day following the termination date until the date OSU-UML property is removed.

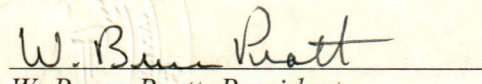
CERTIFICATION

I, Patricia McCray, Secretary of the Pawnee Business Council, certify that a Special Meeting of the Pawnee Business Council was held on the 11th day of September 2018 and that the Pawnee Business Council is composed of eight members, of whom 7 were present, 1 absent, compromising a quorum, and the foregoing resolution was duly adopted by a vote of 6 for, 0 against, abstaining, and 1 not voting.

Signed this 11th day of September 2018

ATTEST:


Patricia McCray, Secretary
Pawnee Nation Business Council


W. Bruce Pratt, President
Pawnee Nation Business Council

