

**CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA**

Date:

RESOLUTION NO. _____ (2019)

WHEREAS, The Cherokee Indian Hospital Authority would like to enter into a contract with Robins and Morton Group to provide for the construction management of Phase II of the existing hospital renovation; and

WHEREAS, the contract provides for indemnification for hazardous materials and for arbitration which require a limited waiver of the Tribe's sovereign immunity; and

WHEREAS, the Office of Attorney General has reviewed the contract with Robins and Morton and offers the scope of the limited waiver of immunity below.

NOW THEREFORE BE IT RESOLVED by the Tribal Council of the Eastern Band of Cherokee Indians assembled, at which a quorum is present that Robins and Morton Group is hereby granted a limited waiver of sovereign immunity to be used relating to the contract with the Cherokee Indian Hospital Authority for Phase II of the hospital renovation and that the scope of the limited waiver is attached to this resolution.

BE IT FINALLY RESOLVED that all resolutions that are inconsistent with this resolution are rescinded, and that this resolution shall become effective when ratified by the Principal Chief.

Submitted by the Office of the Attorney General on behalf of the CIHA