

**TO APPROVE CONTINGENCY FUNDING FOR
CERTAIN CONSTRUCTION PROJECTS**

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO APPROVE Contingency Funding for Certain Construction Projects.

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

WHEREAS, the Nation is using portions of the Nation's allocation under the federal American Rescue Plan Act (the "ARPA Funding") for certain construction projects listed on Exhibit A, attached hereto and included herein (each a "Project" and collectively the "Projects"), but the ARPA Funding will not be used to pay for any contingency funding needed for any cost overruns on any of the Projects (collectively, the "Contingency Funding");

WHEREAS, the Nation has estimated the cumulative Contingency Funding for all of the Projects to be up to Ten Million Eight Hundred Thousand Dollars (\$10,800,000) (the "Total Contingency Amount");

WHEREAS, the Council has determined that it is in the best interests of the Nation to approve funding of the Total Contingency Amount, to be used on any Project as reasonably determined by the Chief of the Nation (the "Chief") or his designee; and

WHEREAS, the Council has determined that it is in the best interests of the Nation that the Total Contingency Amount shall be funded from unrestricted funds.


THEREFORE BE IT ENACTED by the Council that this Bill be cited as approval for the funding of the Total Contingency Amount, to be used on any Project as reasonably determined by the Chief or his designee.

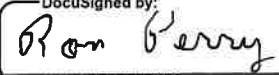
BE IT FURTHER ENACTED by the Council that this Bill be cited as approval that the Total Contingency Amount shall be funded from unrestricted funds.

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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 twelve (12) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma, on January 11, 2025. I further certify that the foregoing Council Bill CB- 23 -25 was adopted at such meeting by the affirmative vote of twelve (12) members, zero (0) negative votes, and zero (0) abstaining.


Thomas Williston, Speaker
Choctaw Nation Tribal Council

DocuSigned by:

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Ronald Perry, Secretary
Choctaw Nation Tribal Council


Gary Batten, Chief
Choctaw Nation Tribal Council

Date: 1-15-25

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EXHIBIT A

<u>FRF Number</u>	<u>Project Description</u>
FRF-006	Hochatown Sewer Treatment Facility
FRF-009	McAlester Clinic Expansion
FRF-011	Talihina Data Center
FRF-012	Hugo Government Housing Services Building
FRF-016	Choctaw Nation HVAC Upgrades
FRF-018	Tribal Council House
FRF-022	Facilities COVID Supplies / Equipment
FRF-023	2.5 Million Gallon Water Holding Tank for Durant
FRF-027	Judicial System Expansion
FRF-029	Hochatown Road Infrastructure Update
FRF-031	Broken Bow Clinic Expansion
FRF-035	UAS Test Site
FRF-037	Talihina DWC Renovation
FRF-040	Hugo Laundry Facility Dock
FRF-045	Broken Bow Park and Walking Trails
FRF-047	Water Project - Spiro Community Center
FRF-048	Water Project - Pocola Resort Lift Station
FRF-049	Water Project - Grant Resort / TP
FRF-050	Water Project - McAlester Lift Station
FRF-052	Water Project - New Line to Durant w/WTP
FRF-071	McAlester Wellness Center Gym
FRF-072	Cultural Center Stickball Restrooms and Concessions
FRF-074	UAS Ops Center Infrastructure
FRF-075	UAS Maker Space Supplement
FRF-076	Broken Bow Wellness Center Expansion
FRF-077	Alco Building
FRF-078	TCC/Eye Clinic Conversion to Member Services
FRF-080	Talihina Wellness Center
FRF-082	FY 2024 Gaming and Hospitality HVAC
FRF-089	McAlester Clinic Expansion - FFE
FRF-090	Talihina Data Center - FFE
FRF-091	Jones Academy Cafetorium and Storage Space
FRF-099	Talihina Provider Housing
FRF-101	McAlester Clinic Expansion - Medical Equipment
FRF-111	Poteau Community Center
FRF-112	Durant Community Center
FRF-115	UAS CapEx FY 24 - Fencing and Parking Lot
FRF-118	McAlester Judicial - Renovation
FRF-120	Road Repair - Pocola Frontage Road
FRF-134	Road Repair - Silverado / Sandstone Road
FRF-135	1600 N Washington Fire Suppression and Electrical
FRF-138	Hugo Government Housing Services Building - 2nd Floor
FRF-140a	Housing - ARH Atoka 20 & IE Atoka 9
FRF-140b	Housing - ARH Calera 30
FRF-140c	Housing - ARH Hugo 23
FRF-140e	Housing - IE Antlers 10
FRF-140f	Housing - IE Coalgate 10
FRF-140g	Housing - IE Broken Bow 10
FRF-140h	Housing - IE Stigler 10
FRF-140i	Housing - IE Hugo 5
FRF-140j	Housing - IE Hartshorne 5
FRF-140k	Housing - IE Poteau 20
FRF-151	Road Repair - Idabel Parking Lot
FRF-154	Broken Bow Clinic Expansion FF&E
FRF-160	Water Project - Choctaw Landing RV WWTP Hookup
FRF-159	Jones Academy Cafetorium and Storage Space - FFE
FRF-161	McAlester Dental Remodel
FRF-163	Alco Building - FFE
FRF-165	Roads - Poteau Clinic

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Purpose/Need of Council Bill: The Nation is using ARPA funding for certain construction projects as shown on Exhibit A, but the ARPA funding will not be used for any cost overrun contingency needs for any of the projects. This Council Bill approves a cumulative amount of contingency funding for the projects, to be used on any project as reasonably determined by the Chief or his designee.

This Council Bill supports the Nation's Strategic Objective of strengthening financial growth and economic sustainability by improving the Nation's infrastructure, housing, and various facilities through the contingency funding of these construction projects.

Title of Council Bill: To Approve Contingency Funding for Certain Construction Projects.

Division: Division of Strategic Development

Budget: Up to \$10,800,000

Match Required: N/A

Requestor: Tammye Gwin, Senior Executive Officer, Division of Strategic Development

Suggested Legislative Committee Review: Finance Committee, Housing Committee, and Member Services Committee