

**TO RESCIND CB-81-20 AND APPROVE AN APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE CHOCTAW NATION IN RESPONSE TO THE GLOBAL PANDEMIC**

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**IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION**

**RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL**

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**A COUNCIL BILL**

**TO RESCIND** CB-81-20, a Council Bill approving application to the United States Department of Agriculture for up to One Million Eight Hundred Sixty Thousand Five Hundred Twenty-Five Dollars and 09/100 (\$1,860,525.09) for the improvement of the Food Distribution Program warehouses within the Choctaw Nation Reservation in response to the global pandemic.

**TO APPROVE** application to the United States Department of Agriculture for up to Four Million Four Hundred Forty-One Thousand Seven Hundred Seventeen Dollars and 00/100 (\$4,441,717.00) for the improvement of the Food Distribution Program warehouses within the Choctaw Nation Reservation in response to the global pandemic.

**TO APPROVE** a required tribal match of twenty percent (20%) of any funds awarded by the United States Department of Agriculture, up to \$4,441,717.00 for the improvement of the Food Distribution Program warehouses.

**WHEREAS**, the Federal Government has allocated \$100 million dollars in funding for the Food Distribution Program on Indian Reservations (FDPIR) under the Coronavirus Aid, Relief, and Economic Security (CARES Act);

**WHEREAS**, \$50 million dollars of the \$100 million dollars has been allocated for tribal food distribution facility-improvement and equipment upgrades;

**WHEREAS**, the Choctaw Nation seeks to improve and expand tribal food distribution facilities so that members always have access to food during and after a global pandemic and to ensure there are no food shortages now and in the future;

**WHEREAS**, in CB-81-20, the Tribal Council approved an application to the United States Department of Agriculture (the "USDA") for One Million Eight Hundred Sixty Thousand Five Hundred Twenty-Five Dollars and 09/100 (\$1,860,525.09) for the improvement of the Food Distribution warehouses within the Choctaw Nation. See Exhibit A;

**WHEREAS**, in CB-81-20, the Tribal Council also approved a 20% match of any funds awarded by the USDA, up to \$1,860,525.09. See Exhibit A;

**WHEREAS**, the costs of construction and the costs to improve the Food Distribution Program warehouses has increased dramatically because of the global pandemic since the passage of CB-81-20;

**WHEREAS**, the original amount requested in CB-81-20 will no longer cover the costs needed to adequately improve the Food Distribution warehouses on the reservation;

**WHEREAS**, the Choctaw Nation now must apply for more funds than originally requested in CB-81-20 to account for the increased construction costs of the Food Distribution warehouses within the reservation;

**TO RESCIND CB-81-20 AND APPROVE AN APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE CHOCTAW NATION IN RESPONSE TO THE GLOBAL PANDEMIC**

**WHEREAS**, the Choctaw Nation now request approval to apply for Four Million Four Hundred Forty One Thousand Seven Hundred Seventeen Dollars and 00/100 (\$4,441,717.00) from the USDA for the expansion of food distribution warehouses;

**WHEREAS**, a 20% match in funds is required for any funds awarded from the USDA for this program;

**WHEREAS**, the Tribal Council hereby finds it is in the best interest of the Choctaw Nation to approve application to the United States Department of Agriculture, FDIPR, for up \$4,441,717.00 for the improvement of food distribution warehouses in response to the global pandemic; and

**WHEREAS**, the Tribal Council finds it is in the best interest of the Choctaw Nation to allocate a 20% match of any funds awarded, for the purpose of expanding and improving food distribution warehouses within the Choctaw Nation Reservation.

**THEREFORE BE IT ENACTED** by the Tribal Council of the Choctaw Nation of Oklahoma that this bill be cited as rescinding CB-81-20.

**BE IT FURTHER ENACTED** by the Tribal Council of the Choctaw Nation of Oklahoma, that this bill be cited as approval for application for funds from the United States Department of Agriculture, Food Distribution Program on Indian Reservation, under the Coronavirus Aid, Relief, and Economic Security Act for up to Four Million Four Hundred Forty One Thousand Seven Hundred Seventeen dollars (\$4,441,717.00) for the improvement of food distribution warehouses in response to the global pandemic.

**BE IT FURTHER ENACTED** by the Tribal Council of the Choctaw Nation of Oklahoma that this bill be cited as approval to allocate a match of twenty percent (20%) of any funds awarded by the U.S. Department Agriculture.

**BE IT FURTHER ENACTED** by the Tribal Council that the required match shall be allocated from funds awarded to the Choctaw Nation from the America Recovery Plan Act of 2021.

**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 Special Session of the Tribal Council at Durant, Oklahoma on June 18, 2021. I further certify that the foregoing Council Bill CB- 73 -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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Ronald Perry, Secretary  
Choctaw Nation Tribal Council

Date 6.23.21

  
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Thomas Williston, Speaker  
Choctaw Nation Tribal Council

  
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Gary Batten, Chief  
Choctaw Nation of Oklahoma

**TO RESCIND CB-81-20 AND APPROVE AN APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE CHOCTAW NATION IN RESPONSE TO THE GLOBAL PANDEMIC**

**Purpose/Need of Council Bill:** This bill rescinds CB-81-20, a bill that approved application to the USDA, FDIPIR, for up to \$1,860,525.09. This bill then approves application for the same program for an increased amount of \$4,441,717. The need for an increase in funding comes from the dramatic increase in construction costs due to the global pandemic. The original amount requested will no longer cover the costs of improving the food distribution warehouse. This bill also approves a 20% match of the increased requested amount and requires that the match funds be allocated from funds awarded from the ARPA.

**Title of Council Bill:** **TO RESCIND CB-81-20 AND APPROVE AN APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE CHOCTAW NATION IN RESPONSE TO THE GLOBAL PANDEMIC**

**Agency:** Choctaw Nation Food Distribution

**Budget:** Up to \$4,441,717, pending USDA approval.

**Match Required:** 20% match of awarded funding;

**Request by Project Director:** Jerry Tonubbee, Program Director of Food Distribution, Teresa Jackson, SEO of Member Services.

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**TO APPROVE APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE NATION IN RESPONSE TO THE GLOBAL PANDEMIC**

**IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION**

**RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL**

**A COUNCIL BILL**

**TO APPROVE** application to the United States Department of Agriculture for up to One Million Eight Hundred Sixty Thousand Five Hundred Twenty-Five Dollars and 09/100 (\$1,860,525.09) for the improvement of the Food Distribution Program warehouses within the Choctaw Nation in response to the global pandemic.

**TO APPROVE** a match of twenty percent (20%) of any funds awarded.

**WHEREAS**, the Federal Government has allocated \$100 million dollars in funding for the Food Distribution Program on Indian Reservations (FDPIR) under the Coronavirus Aid, Relief, and Economic Security (CARES Act);

**WHEREAS**, \$50 million dollars of the \$100 million dollars has been allocated for tribal food distribution facility-improvement and equipment upgrades;

**WHEREAS** the Choctaw Nation of Oklahoma (the "Nation") seeks to improve and expand tribal food distribution facilities so that members have access to food during the global pandemic and to ensure there are no food shortages;

**WHEREAS**, the Nation hereby intends to apply for additional funds up to One Million Eight Hundred Sixty Thousand Five Hundred Twenty-Five Dollars and 09/100 (\$1,860,525.09) for the expansion of food distribution warehouses;

**WHEREAS**, the Tribal Council of the Choctaw Nation of Oklahoma finds it is in the best interest of the Nation to approve application to the United States Department of Agriculture, FDIPR, for up to One Million Eight Hundred Sixty Thousand Five Hundred Twenty-Five Dollars and 09/100 (\$1,860,525.09) for the improvement of food distribution warehouses in response to the global pandemic; and

**WHEREAS**, the Tribal Council finds it is in the best interest of the Nation to allocate a 20% match of any funds awarded, for the purpose of expanding and improving food distribution warehouses within the Nation.

**THEREFORE BE IT ENACTED** by the Tribal Council of the Choctaw Nation of Oklahoma that this bill be cited as approval for application to the U.S. Department of Agriculture for up to One Million Eight Hundred Sixty Thousand Five Hundred Twenty-Five Dollars and 09/100 (\$1,860,525.09) to improve food distribution warehouses in response to the global pandemic.

**BE IT FURTHER ENACTED**, by the Tribal Council of the Choctaw Nation of Oklahoma that this bill be cited as approval to allocate a match of twenty percent (20%) of any funds awarded by the U.S. Department Agriculture for the above-mentioned program.

**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

**TO APPROVE APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE NATION IN RESPONSE TO THE GLOBAL PANDEMIC**


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 twelve (12) members answered roll call and that a quorum was present at the Regular Session of the Tribal Council at Tuskahoma, Oklahoma on May 9, 2020. I further certify that the foregoing Council Bill CB- 81 -20 was adopted at such meeting by the affirmative vote of twelve (12) members, zero ( 0 ) negative votes, and zero ( 0 ) abstaining.

  
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Ronald Perry, Secretary  
Choctaw Nation Tribal Council

Date 5-14-2020

  
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Thomas Williston, Speaker  
Choctaw Nation Tribal Council

  
\_\_\_\_\_  
Gary Barton, Chief  
Choctaw Nation of Oklahoma

**TO APPROVE APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE NATION IN RESPONSE TO THE GLOBAL PANDEMIC**

**Purpose/Need of Council Bill:** This bill approves an application to the USDA for funding provided under the CARES Act, to the Food Distribution Programs on Indian Reservations (FDPIR). \$100 million dollars has been set-aside for food and administrative costs associated with tribal food distribution programs. The Nation is applying for up to \$1,860,525.09. The program requires a 20% match of any awarded funds. This bill seeks Council approval to apply for funds and to allocate 20% of funds to awarded by the USDA.

**Title of Council Bill:** TO APPROVE APPLICATION TO THE U.S. DEPARTMENT OF AGRICULTURE FOR FUNDING TO IMPROVE TRIBAL FOOD DISTRIBUTION CENTERS WITHIN THE NATION IN RESPONSE TO THE GLOBAL PANDEMIC

**Agency:** Food Distribution

**Budget:** Up to \$1,860,525.09, pending USDA approval.

**Match Required:** 20% match of awarded funding;

**Request by Project Director:** Jerry Tonubbee, Program Director of Food Distribution, Teresa Jackson, SEO of Member Services.