

**TO APPROVE RESCISSION OF CB-89-22 AND APPROVE
FUNDING FOR THE RENOVATION AND/OR REPURPOSING OF CERTAIN AREAS
WITHIN THE NATION'S CASINO RESORT IN DURANT, OKLAHOMA**

IN THE TRIBAL COUNCIL OF THE CHOCTAW NATION

RONALD PERRY INTRODUCED THE FOLLOWING COUNCIL BILL

A COUNCIL BILL

TO APPROVE Rescission of CB-89-22 and Approve Funding for the Renovation and/or Repurposing of Certain Areas within the Nation's Casino Resort in Durant, Oklahoma.

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 owns and operates a casino resort in Durant, Oklahoma (the "Resort Property");

WHEREAS, certain areas of the Resort Property are in need of renovation and/or need to be repurposed to better suit the needs of the business;

WHEREAS, the Council has determined that it is in the best interests of the Nation to renovate and/or repurpose certain areas within the Resort Property (collectively, the "Renovation Project"), which Renovation Project may take place in multiple phases;

WHEREAS, in CB-89-22, the Council approved funding for the design and construction of certain components of the Renovation Project in the total amount of up to Sixty Million Nine Hundred Thirteen Thousand Six Hundred Ninety-One Dollars (\$60,913,691);

WHEREAS, due to market factors, the design and constructions costs of the components approved under CB-89-22 have increased;

WHEREAS, the scope of the initial phase of the Renovation Project has expanded over and above what was approved in CB-89-22, and new scope of the initial phase of the Renovation Project (the "New Phase I Components") is outlined in Schedule A, attached hereto and incorporated herein by reference;

WHEREAS, the Council has determined that it is in the best interests of the Nation to rescind CB-89-22;

WHEREAS, the Council has determined that it is in the best interests of the Nation to approve funding for the design and construction of the New Phase I Components, as detailed on Schedule

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A, in the total amount of up to Eighty-Five Million Three Hundred Sixty-Three Thousand Eight Hundred Twenty-Seven Dollars (\$85,363,827) (collectively, the "Phase I Renovation Costs"); and

WHEREAS, the Council has determined that it is in the best interests of the Nation to fund the Phase I Renovation Costs from unrestricted funds.

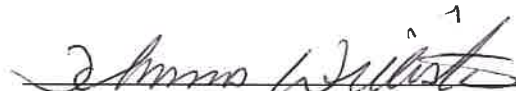
THEREFORE, BE IT ENACTED by the Council that CB-89-22 is hereby rescinded.

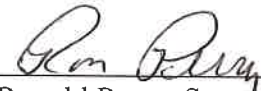
BE IT FURTHER ENACTED by the Council that this Bill be cited as approval for the funding of the Phase I Renovation Costs.

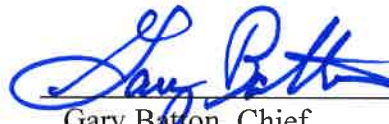
BE IT FURTHER ENACTED by the Council that this Bill be cited as approval that the funding for the Phase I Renovation Costs shall come from unrestricted funds.

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 October 8, 2022. I further certify that the foregoing Council Bill CB- 09 -23 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


Ronald Perry, Secretary
Choctaw Nation Tribal Council


Gary Patton, Chief
Choctaw Nation Tribal Council

Date: 10-12-22

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SCHEDULE A

<u>DURANT CASINO REFRESH PROJECT</u> <u>PHASE I COMPONENTS</u>	
Choctaw Inn Demolition	
North Parking Structure Renovations	
Grand Tower Renovations and Refresh	
Porte-Cochere Lighting	
New Building Signage	
Exterior Repaint	
Sky Tower Cage Vault	
BOH Restrooms	
Domestic and FCU Boiler Equipment	
Water Piping Replacements	
MEP Discovery, Firestop, Arch Equipment, Inspections, Warehousing	
Design/Due Diligence	
Contingency	
Total Capital Request	\$85,363,827

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Purpose/Need of Council Bill: Certain areas of the Durant casino resort (the “Resort Property”) are outdated and in need of renovation and/or need to be repurposed to better suit the needs of the business. Funding for the renovation and/or repurposing (the “Initially Approved Renovations”) of certain areas of the Resort Property was approved in CB-89-22. Since the approval of CB-89-22, the estimated costs for the Initially Approved Renovations have increased due to market changes, and the scope of the work to be done in the first phase of such renovations/repurposing have expanded. This Council Bill rescinds CB-89-22 and approves funding of the full cost of the new scope of the initial renovations/repurposing.

Title of Council Bill: To Approve Rescission of CB-89-22 and Approve Funding for the Renovation and/or Repurposing of Certain Areas within the Nation’s Casino Resort in Durant, Oklahoma.

Agency: Division of Commerce

Budget: \$85,363,827

Match Required: N/A

Request by/Project Director: Janie Dillard