

**EASTERN SHAWNEE TRIBE
OF OKLAHOMA**

12755 S. 705 Road, Wyandotte, OK 74870
Bluejacket Building (918) 666-2435, Fax: (918) 666-2186

RESOLUTION NUMBER 051221R- 01

**RESOLUTION APPROVING REQUEST FOR FY 2021 FEDERALLY
APPROPRIATED ATTORNEY FEES ON BEHALF OF THE
TAR CREEK TRUSTEE COUNCIL INDIAN TRIBES**

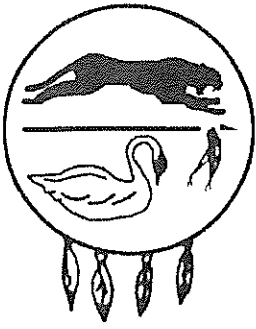
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and
- WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a natural resource trustee pursuant to the federal Comprehensive Environmental Response, Compensation and Restoration Act, and in that capacity has participated in the assessment of injuries to natural resources impacted by Tar Creek Superfund Site hazardous substances releases; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma lacks available funding for legal representation required to more adequately participate in the natural resource damage assessment and other activities related to Tar Creek Superfund Site restoration and response; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma entered an Agreement Concerning the Cooperation and Coordination Among the Tar Creek Trustee Council Indian Tribes for the purpose of working with other tribal natural resource trustees impacted by Tar Creek Superfund Site hazardous substances releases; and
- WHEREAS,** the Agreement among the Tar Creek Trustee Council Indian Tribes authorizes the Ottawa Tribe of Oklahoma to apply for, receive and administer on behalf of all party tribes joint funding for joint legal representation in the natural resource

damage assessment and other activities related to Tar Creek Superfund Site restoration and response; and

WHEREAS, the tribes who are party to the Agreement have identified anticipated activities and developed a total request to the U.S. Department of the Interior for (DOI) for award of **FY 2021** federally appropriated attorney fees in the amount of **\$91,200.00**, which amount will provide joint legal representation for all party tribes; and

WHEREAS, the tribes who are party to the Agreement are providing the funding application with the understanding that such a submission will be FOIA Exempt, Enforcement Sensitive, and subject to the common interest privilege and all other relevant FOIA exemptions. The application is submitted subject to the further understanding that supporting attachments containing sensitive Tribal financial information and attorney-Tribe contracting information are also FOIA Exempt insofar as they contain confidential and/or proprietary Tribal and contractor financial information.

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby request funding of DOI appropriated FY 2021 attorney fee funds in the amount of **\$91,200.00** to be received and administered on behalf of the seven tribes party to the Agreement among the Tar Creek Trustee Council Indian Tribes for their **FY 2021** legal counsel needs pertaining to the Tar Creek Superfund Site.



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RESOLUTION NUMBER 051221R- 02

Resolution to approve the attached Pow Wow Committee Property Security Policy

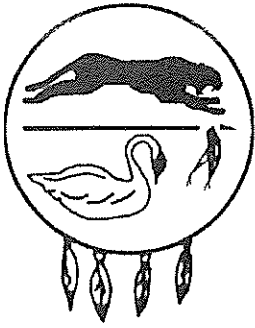
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WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to approve the attached Pow Wow Committee Property Security Policy.



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RESOLUTION NUMBER 051221R- 03

Transfer of Casino Reserves to the Tribe

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

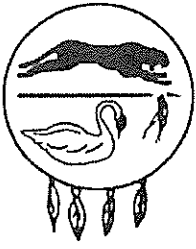
WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to transfer \$2,000,000.00 of Casino Reserves to the Tribe to be used for the Construction of Houses at the Housing Authority.

BE IT FURTHER RESOLVED, that the funds will be held by the Tribe and committed to the housing project. The funds will be drawn down as needed for construction of the homes with pre-approval by the Business Committee check write approvers.



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RESOLUTION NUMBER 052621-R- 01

**Resolution to Amend the Eastern Shawnee Tribe of Oklahoma
Election Ordinance**

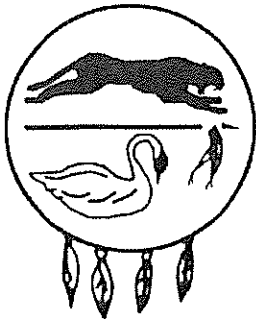
WHEREAS, the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

NOW THEREFORE BE IT RESOLVED, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does wish to approve the amended Eastern Shawnee Tribe of Oklahoma Election Ordinance "attached" with an effective date of May 26, 2021.



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RESOLUTION NUMBER 052621R- 02

Transfer of Casino Reserves to the Tribe

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

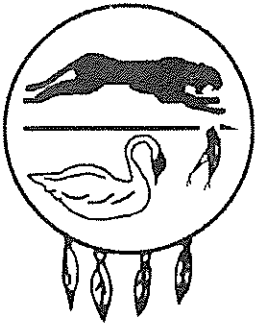
WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to transfer \$5,000,000.00 of Casino Reserves to the Tribe.

BE IT FURTHER RESOLVED, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to the commit \$1,000,000 to Land, \$1,000,000 to Economic Development, and \$3,000,000 to Social Services and Education.



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RESOLUTION NUMBER 052621R- 03

Acceptance of Grant Awards

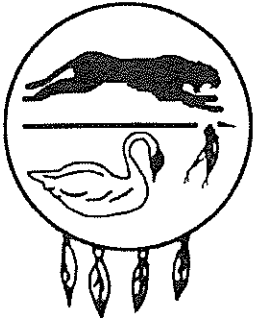
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WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to formally accept all grant awards. Going forward the Business Committee will consider and approve all grant acceptances via Resolution prior to manual, electronic, or digital signature of acceptance is applied to any documents.



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RESOLUTION NUMBER 052621R- 04

**RESOLUTION APPROVING THE ARTICLES OF ORGANIZATION OF
NATIVE 2 NATIVE CONSTRUCTION, LLC**

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

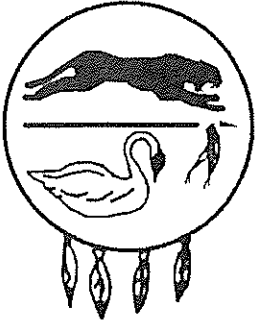
WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma wishes to organize Native 2 Native Construction as a Limited Liability Company.

NOW THEREFORE BE IT RESOLVED, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby approve the attached Articles of Organization of Native 2 Native Construction, LLC.



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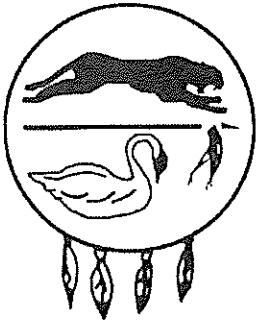
12755 S. 705 Road, Wyandotte, OK 74370
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RESOLUTION NUMBER 052621R- 05

Request for Secretarial Election to Amend the Constitution of the Eastern Shawnee Tribe of Oklahoma

- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and
- WHEREAS,** the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the Interests of the Tribe; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to protecting and Preserving the interests of the tribal membership; and
- WHEREAS,** the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and
- WHEREAS,** on March 13, 2019, the Business Committee formed a Constitutional Committee to develop amendments and changes to the Constitution of the Eastern Shawnee Tribe of Oklahoma; and
- WHEREAS,** on December 2, 2020, the changes suggested by the Constitutional Committee were presented to, and approved by, the Business Committee; and
- WHEREAS,** on December 14, 2020, the proposed changes and explanations of proposed changes were placed on the Eastern Shawnee Tribe of Oklahoma for public comment; and
- WHEREAS,** the Business Committee has determined that the final proposed Constitutional changes are ready to be presented to the General Council and requests that a Secretarial Election should be held pursuant to Article XIX of the Constitution of the Eastern Shawnee Tribe of Oklahoma

NOW THEREFORE BE IT RESOLVED, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby request the Secretary of the Interior to call a Secretarial Election to present the attached amended Constitution of the Eastern Shawnee Tribe of Oklahoma to the General Council for a vote, in accordance with Article XIX of the Constitution and 25 C.F.R. Part 81.



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RESOLUTION NUMBER 052621R- 06

Allocating American Rescue Plan Act Funding for Welfare Assistance

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

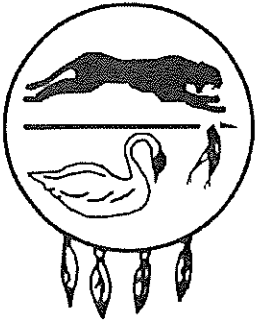
WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to allocate \$9,250,000.00 of the American Rescue Plan Act funding for a Welfare Assistance Program for Eastern Shawnee Tribal Members.

BE IT FURTHER RESOLVED, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to assist Eastern Shawnee Tribal Members enrolled before September 11, 2021 with \$2,500 per tribal member who has been impacted by COVID-19 once a Need For Assistance Application has been processed in accordance with Ordinance 070820-01 General Welfare Program Ordinance.



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RESOLUTION NUMBER 052621R- 07

Allocating American Rescue Plan Act Funding for Housing

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is a federally recognized Indian Tribe organized under the Oklahoma Indian Welfare Act of 1936, with a Constitution approved by the Secretary of the Interior, April 4, 1994 and Amended March 2, 1999; and

WHEREAS, the Constitution of the Eastern Shawnee Tribe of Oklahoma, Article IX, Section 1, empowers the Business Committee to protect and preserve the interests of the Tribe; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to protecting and preserving the interests of the tribal membership; and

WHEREAS, the Eastern Shawnee Tribe of Oklahoma is committed to the concept of Indian Tribes functioning as sovereign governments; and

THEREFORE, BE IT RESOLVED that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby wish to allocate \$2,500,000.00 of the American Rescue Plan Act funding for the housing development and infrastructure projects at the Eastern Shawnee Housing Authority.

BE IT FURTHER RESOLVED, that the Business Committee of the Eastern Shawnee Tribe of Oklahoma does hereby direct the Eastern Shawnee Housing Authority and the Tribal Administration Accounting Department to use ARPA funding prior to tribal funds. All previously committed funds will remain committed for future projects.

BE IT FINALLY RESOLVED, that the funds shall ~~will~~ be held by the Tribe and committed to the housing project. The funds will be drawn down as needed for the construction of homes and infrastructure with pre-approval by the Business Committee check write approvers.