

The Wichita and Affiliated Tribes

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Committee Member

Claudia Spybuck
Committee Member

WT-26-033

RESOLUTION

Approving Submission of Request for Short-Term Solar Project Loan to be Repaid from U.S. Department of Energy Grant Funds

WHEREAS, the Wichita and Affiliated Tribes (Wichita, Keechi, Waco, and Tawakoni) (the “Tribe”) possesses substantial inherent sovereign powers and has exercised those powers since time immemorial; and

WHEREAS, the Tribe has a duly established Tribal Government recognized by the Secretary of the Interior; and

WHEREAS, Article V of the Wichita Governing Resolution authorizes and empowers the Wichita Executive Committee of the Wichita and Affiliated Tribes to act in all matters of business on behalf of the Tribe; and

WHEREAS, the Tribe has pursued the development of a solar energy project to be constructed in connection with the Sugar Creek Casino and related facilities (the “Solar Project”) in order to reduce long-term energy costs, increase energy independence, and support sustainable economic development; and

WHEREAS, the Solar Project has an estimated total cost of approximately \$5,016,489 and is supported by a United States Department of Energy (“DOE”) grant providing reimbursement of approximately \$4,011,439, representing approximately eighty percent (80%) of eligible project costs; and

WHEREAS, the Solar Project is projected by WattHub to save the Tribe \$7,682,098 in deferred energy costs over the life of the solar panels; and

WHEREAS, the Solar Project includes an estimated Direct Pay incentive in the amount of approximately \$1,003,050, to be claimed pursuant to applicable federal law, such that the Tribe’s net cost basis for the Solar Project is expected to be fully offset upon receipt of DOE reimbursement and Direct Pay proceeds; and

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WHEREAS, under DOE procedures, the Tribe must first make progress payments to the contractor and then submit reimbursement requests, with reimbursement typically occurring within approximately two to four weeks following submission, resulting in a temporary cash flow gap during peak construction periods; and

WHEREAS, projected construction timelines and contractor payment schedules require the Tribe to advance funds pending DOE reimbursement, resulting in a temporary peak funding gap estimated at approximately \$1,650,000; and

WHEREAS, the Executive Committee has determined that it is in the best interest of the Tribe to seek a short-term loan facility from Sovereign Bank in an amount sufficient to cover such temporary cash flow gap, which loan will be repaid from DOE grant reimbursements and direct payfunds; and

WHEREAS, obtaining such short-term financing will allow the Tribe to timely commence engineering, secure equipment procurement, maintain eligibility for applicable funding timelines, and ensure successful completion of the Solar Project;

NOW THEREFORE BE IT RESOLVED, that the Executive Committee of the Wichita and Affiliated Tribes hereby approves the submission of a request to Sovereign Bank for a short-term loan facility in an amount not to exceed \$1,650,000, or such amount as determined necessary to address the Solar Project funding gap, to be repaid from DOE reimbursement funds and direct pay.

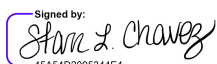
BE IT FURTHER RESOLVED, that the Executive Committee authorizes the President, Amber Silverhorn-Wolfe, or her duly authorized designee, to prepare, submit, and negotiate such loan request and any related term sheets, letters of commitment, or financing documents, and to execute any and all documents necessary to secure and implement the short-term financing, subject to final Executive Committee approval of definitive loan documents if required.

BE IT FURTHER RESOLVED, that Tribal officers and staff are authorized to take all actions necessary to carry out the intent and purpose of this Resolution, including coordination with DOE, project contractors, Sovereign Bank, and advisors to facilitate timely reimbursement and repayment of the short-term loan.

CERTIFICATION

The foregoing resolution was adopted by the Wichita Executive Committee of the Wichita and Affiliated Tribes of Oklahoma on **February 28, 2026**, in Anadarko, Oklahoma, by a vote of 5 for, 0 against, 0 abstentions, a quorum being present.

Attest:

Signed by:


Starr L. Chavez
Secretary

Approved:

Signed by:


Amber Silverhorn-Wolfe
President