

PONCA TRIBE OF NEBRASKA  
TRIBAL COUNCIL  
AGENDA

OCTOBER 21, 2017  
10:00 AM

FRED LEROY HEALTH & WELLNESS CENTER  
2602 J STREET  
OMAHA, NEBRASKA

- I. CALL TO ORDER
  - a. Invocation
  - b. Roll Call
- II. APPROVAL OF AGENDA
- III. APPROVAL OF MINUTES
  - a. October 2, 2017
- IV. RATIFICATION OF ACTIONS
- V. CHAIRMAN'S REPORT
- VI. EXECUTIVE TEAM REPORT (TOM WRIGHT, EDTA)
- VII. JACOB OLSUFKA, DIRECTOR OF FINANCE
  - a. Schedule of Expenditures Report as of 9/30/17
  - b. Indirect Cost Report as of 9/30/17
  - c. General Fund Report as of 9/30/17
  - d. Committee Report as of 9/30/17
  - e. Tribal Council Budget Summary Report as of 9/30/17
  - f. Miscellaneous Report for September 2017
  - g. Election Board Budget – MOTION (Election Board Rep.)
- VIII. BILL YUNKER, DIRECTOR OF FACILITIES & RISK MANAGEMENT (Lifesize)
  - a. Niobrara Health Modular Shingling Project – MOTION (Councilman Wendzillo)
  - b. Purchase of Sioux City Property – DISCUSSION/MOTION
- IX. JONATHAN ROBINSON, HUMAN RESOURCE DIRECTOR
  - a. Employee Benefits Renewal – MOTION
  - b. Ponca Preference Policy Revised - MOTION
  - c. Human Resource Department Monthly Report
- X. HILARY FARLEY, IT COMMITTEE (Lifesize)
  - a. IT Policies
    - i. Cellular Phone Usage Policy Revised – MOTION
    - ii. Cellular Phone-Use Agreement Revised – MOTION
    - iii. PTN Electronic Mail Access Use Policy – MOTION
    - iv. PTN – IT Responsible Use Policy – MOTION
  - b. Microsoft Renewal – MOTION

- XI. STEPHANIE SLOBOTSKI, TRANSPORTATION PLANNER (Lifesize)
  - a. Task Orders with Brosz Engineering - MOTION
  - b. Request for Executive Session
    - i. Transfer/Promotion Request for Employee #518 – MOTION
    - ii. Request to Hire from Pool Interviewed Instead of Reposting – MOTION
    - iii. Discussion of Preference on the NDOR Grant
- XII. STEPHANIE POSPISIL, DIRECTOR OF SOCIAL SERVICES (Lifesize)
  - a. Request for Executive Session
    - i. Nebraska ICWA Coalition Board Review/Appoint Representative – MOTION
  - b. Chafee Subaward – MOTION
- XIII. PAT EICHBERGER, DIRECTOR OF EDUCATION
  - a. Career Development Coordinator Job Description – MOTION
  - b. Career Coach Job Description – MOTION
  - c. Request Executive Session
    - i. Employee Transfer - MOTION
- XIV. ELISE EMANUEL, GRANT MANAGER
  - a. Nonprofit Association of the Midlands' Executive Institute
    - i. Approval of Full or Partial Payment by Ponca Tribe of Nebraska – MOTION
    - ii. Approate to Participate Without Using Vacation Hours - MOTION
- XV. LARRY VOEGELE, CHIEF EXECUTIVE OFFICER
  - a. Transfer of Ralston Lease to the PTN – DISCUSSION/MOTION
- XVI. NEW BUSINESS
  - a. Brad Jolly Legal Billing Statement – MOTION
  - b. Nebraskans for the Arts Request – MOTION
  - c. Native Farm Bill Coalition – RESOLUTION
  - d. Committee Appointments
  - e. Educational Trust Committee Report
  - f. December 4, 2017 TC Meeting Scheduled in Sioux City
- XVII. KARA EASTMAN (2:00 PM)
- XVIII. OTHER BUSINESS
- XIX. EXECUTIVE SESSION
  - a. Jonathan Robinson – Annual Evaluation
  - b. Elise Emanuel – Annual Evaluation
- XX. ADJOURN

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 9-6-17

All agenda item requests must be approved by the Tribal Business Manager and forwarded to the Niobrara Office, Attn: Jan Colwell five (5) **working days before the meeting.**

Meeting of:  X  Tribal Council  
                  \_\_\_\_\_ Executive Committee

Meeting Date: 10/2/17

Subject:       1)     Health Modular Roof/Niobrara Site

ACTION REQUEST: (Please describe request in the form of a motion)

- 1) Request a motion to proceed with roof replacement for the health module in Niobrara, NE
  - a. Pankonin Roofing
    1. Asphalt...\$7,695.00
    2. Steel...\$14,850.00
    3. Gutters...\$960.50 (separate)
  - b. P.F. Construction
    1. Asphalt...\$7,440.00
    2. Gutters...\$960.50
  - c. West Hodson Lumber
    1. Asphalt...\$5,204.67
    2. Steel...\$5,232.92
    3. Gutters...\$960.50

Submitted By: William E. Yunker, Sr.

APPROVED

  
Executive Director of Tribal Affairs

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10/12/17

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Meeting of:  Tribal Council  
 Executive Committee


Meeting Date: 10/21/17

Subject: Purchase of Sioux City property - MOTION.

ACTION REQUEST: (Please describe request in the form of a motion)  
**Discussion on extending a monetary offer to Clifton Tufty on the property at 113-125 Sixth Street, Sioux City, IA. Asking Price: \$295,000.00 - Appraisal value: \$300,000.00 (Tri-State Valuation & Consulting)**

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Bill Yunker, Facility Director

APPROVED  10.12.17  
Executive Director of Tribal Affairs

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10/13/17

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21-22/17

Subject: Employee Benefits Renewal

ACTION REQUEST: (Please describe request in the form of a motion)

- Motion to approve the employee benefits renewal.

**\*\*\*Scott McCoy with Arthur J. Gallagher will be calling in and will need approximately 15 minutes to present the material.\*\*\***

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Jonathan Robinson

APPROVED   
EDT/CEO/DOF/HRD

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10/13/17

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21-22/17

Subject: Ponca Preference Policy

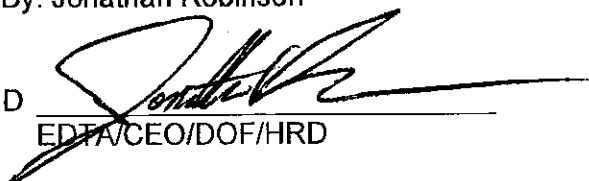
ACTION REQUEST: (Please describe request in the form of a motion)

- Motion to approve the Ponca Preference Policy revised.

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Jonathan Robinson

APPROVED

  
EDTA/CEO/DOF/HRD

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10 / 10 / 2017

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10 / 21 / 2017

Subject: IT Policies

ACTION REQUEST: (Please describe request in the form of a motion)  
Motion to approve the following IT Policies.

- 1. Cellular Phone Usage Policy-Revision
  - 2. Cellular Phone-Use Agreement-Revision
  - 3. PTN Electronic Mail Access Use Policy
  - 4. PTN-IT Responsible Use Policy
- 
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- 

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Hilary Farley

APPROVED   
Executive Director of Tribal Affairs

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10 / 12 / 2017

All agenda item requests must be approved by the Tribal Business Manager and forwarded to the Niobrara Office, Attn: Jan Colwell **five (5) working days before the meeting.**

Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10 / 21 / 2017

Subject: Microsoft Renewal

ACTION REQUEST: (Please describe request in the form of a motion)  
Motion to approve RFP for Microsoft Exchange Online and Azure Information Protection for 1 year in the amount of \$12,600  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Hilary Farley

APPROVED [Signature] DOTA  
Executive Director of Tribal Affairs



**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 10/13/17

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21/17

Subject: Approval/Motion for Task Orders with Brosz Engineering

ACTION REQUEST: (Please describe request in the form of a motion)

Motion to approve task orders presented by Brosz Engineering for preliminary engineering services to be performed in FY18 on the current TTIP.

- Crofton Property Improvement (32100) \$105,350 NTE
- Michigan Street Drainage Inlet (32500) \$45,750.00 NTE

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Stephanie Slobotski

APPROVED   
Executive Director of Tribal Affairs

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10/12/17

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21/17

Subject: Transfer/promotion request - *Executive Session.*

ACTION REQUEST: (Please describe request in the form of a motion)

- Transfer/promotion request for employee #518-motion
- Request to hire from pool interviewed instead of reposting-motion
- Discussion of preference on the NDOR grant

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Stephanie Slobotski

APPROVED

  
Executive Director of Tribal Affairs

DOTA

10.12.17

**AGENDA ITEM REQUEST**  
(for employees only)

DATE SUBMITTED: 10/13/17

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21&22/17

Subject: Executive Session – Nebraska ICWA Coalition Board Review

ACTION REQUEST: (Please describe request in the form of a motion)

Motion to appoint a representative to the Nebraska ICWA Coalition.

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Stephanie Pospisil

APPROVED   
Executive Director of Tribal Affairs

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: October 11, 2017

All agenda item requests must be approved by the Tribal Business Manager and forwarded to the Niobrara Office, Attn: Jan Colwell **five (5) working days before the meeting.**

Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: October 21, 2017

Subject: Chafee subaward

ACTION REQUEST: (Please describe request in the form of a motion)

Motion to approve the Chafee subaward with the State of Nebraska from October 1, 2017 to September 30, 2018.

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

**\*\*Chafee subaward is attached\*\***

Submitted By: Stephanie Pospisil, Social Services Director

APPROVED

  
Executive Director of Tribal Affairs

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 10/16/2017

All agenda item requests must be approved by the Tribal Business Manager and forwarded to the Niobrara Office, Attn: Jan Colwell **five (5) working days before the meeting.**

Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21/2017

Subject: Nonprofit Association of the Midlands' Executive Institute

ACTION REQUEST: Grant Manager is seeking approval to participate in the Nonprofit Association of the Midlands' Executive Institute, an eleven-month leadership program designed to offer nonprofit leaders skills and strategies to enhance organizational sustainability and transform the communities they serve. Grant Manager would participate in six (6) full-day meetings (1/9, 3/13, 5/8, 7/10, 9/11, and 11/13) and five (5) discussion & networking lunches (2/13, 4/10, 6/12, 8/14, and 10/9). Cost is \$900.

Grant Manager has applied and been accepted (16 chosen out of 50 total applicants).

Requesting

- Approval of full or partial payment by PTN;
- Approval to participate w/o using vacation hours

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: Elise Emanuel  
Grant Manager

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 10/13/17

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 10/21/17

Subject: EXISTING LEASE ON RALSTON PROPERTY

ACTION REQUEST: (Please describe request in the form of a motion)

DISCUSSION + MOTION: APPROVE TRANSFER OF LEASE  
TO THE TRIBE, IF PROPERTY IS PURCHASED  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Will there be support materials for this agenda item?  Yes  No  
(If there are support materials, one copy must be attached)

Submitted By: L. Vogel

APPROVED [Signature]  
Executive Director of Tribal Affairs  
LEO HEALTH SERVICES

PONCA TRIBE OF NEBRASKA  
TRIBAL COUNCIL

RESOLUTION 17-\_\_\_\_\_

WHEREAS: The Ponca Tribe of Nebraska is a federally recognized Indian Tribe (P.L. 101-484) whose business affairs are conducted by the Ponca Tribal Council as defined in the Constitution approved July 22, 1994 by the Acting Deputy Commissioner of Indian Affairs; and

WHEREAS: Pursuant to the Constitution of the Ponca Tribe of Nebraska, the Ponca Tribal Council exercises legislative powers to enact and promulgate resolutions and ordinances subject to all express restrictions upon such powers contained in the constitution; and

WHEREAS: The Congress of the United States is preparing to deliberate the nature of agriculture policy for the nation, and the world, in the form of the 2018 Farm Bill; which will authorize all farm programs, rural development, and nutrition initiatives within the United States Department of Agriculture; and

WHEREAS: Economic development in Indian Country is tied to agriculture production, which is among the largest industries in Indian Country; providing \$3.4 billion per year, and the policies that provide the framework within which this production happens constitute a large portion of the Farm Bill; and

WHEREAS: Not only is an overwhelming majority of the land in Indian Country in agriculture production; a great many of the citizens and tribal members live in rural areas and communities where basic infrastructure costs are often prohibitively high; and the 2018 Farm Bill will provide an authorization of federal funding for rural infrastructure initiatives; and

WHEREAS: The citizens and members of these areas are often afflicted by a poverty of place, wherein they are unable to find suitable employment to provide adequate income that supports good nutrition for their families; and thus may rely on federal nutrition programs authorized in the Farm Bill; and

WHEREAS: In spite of the great strides made for Indian Country agriculture in previous Farm Bill negotiations; from going virtually unmentioned in the 1990s to many thoughtful provisions scattered across all Titles; the \$3.4 billion generated annually through Indian ag efforts is still more than 99% raw commodities, instead of the healthy, local, economically beneficial, and nutritious food needed in Indian Country communities and rural areas; and

WHEREAS: An effort is underway by the Native Farm Bill Coalition, led by the Shakopee Mdewakanton Sioux Community (SMSC), the Intertribal Agriculture Council (IAC), the Indigenous Food and Ag Initiative at the University of Arkansas School of Law (IFAI), and the National Congress of American Indians (NCAI) to preserve and expand upon the gains made in the previous 30 years of Farm Bill discussions in each of the aforementioned areas; and

WHEREAS: This effort is the best opportunity in decades for Indian Country to effectively advocate and lobby for enactment of truly relevant and targeted legislation to ensure that federal agriculture policy seeks to enhance the development of this industry beyond raw commodities.

THEREFORE BE IT RESOLVED that the Ponca Tribe of Nebraska Tribal Council joins the Native Farm Bill Coalition and supports the "Regaining Our Future" report and the policy initiatives generated therefrom; and

BE IT FURTHER RESOLVED that the Ponca Tribe of Nebraska Tribal Council requests the Nebraska Congressional Delegation lend their support to effectively deliberate and swift passage of those priorities set out by the Native Farm Bill Coalition.

CERTIFICATION

THIS IS TO CERTIFY AND AFFIRM that the above and foregoing amended resolution was duly authorized and passed by the Tribal Council of the Ponca Tribe of Nebraska at a duly called meeting held in Omaha, Nebraska on the \_\_\_\_ day of October 2017 by a vote of \_\_\_\_ Ayes; \_\_\_\_ Nays; \_\_\_\_ Abstained; \_\_\_\_ Absent. Chairperson \_\_\_\_ voting \_\_\_\_ not voting. A Quorum of \_\_\_\_ was present.

ATTEST

\_\_\_\_\_  
Larry Wright, Jr., Chairman  
Ponca Tribe of Nebraska

\_\_\_\_\_  
Candace Bossard, Secretary  
Ponca Tribe of Nebraska