

PONCA TRIBE OF NEBRASKA  
TRIBAL COUNCIL  
AGENDA

JULY 12, 2022

9:00 AM

TRIBAL OFFICE  
1701 E STREET  
LINCOLN, NEBRASKA

- I. CALL TO ORDER
  - a. Invocation
  - b. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR
  - a. June 28, 2022 Minutes
  - b. Brad Jolly Legal Billing Statement
  - c. Henry Schein Annual Service Agreement Renewal
  - d. Wohlenberg Ritzman Professional Services Agreement
  - e. Amendment to Aventure Staffing Agreement
  - f. Ratifications
- IV. VICE CHAIRWOMANS REPORT
- V. LAW & ORDER CODE REVISED– PUBLIC COMMENT PERIOD (Ruthanne Gallup, L&O Committee Rep.)
  - a. Title XIV – Business Entities
  - b. Title XV – Limited Liability Companies
  - c. Title XIX - Corporations
  - d. Title XX – Nonprofit Entities
- VI. UNFINISHED BUSINESS
  - a. Lincoln Expansion Project – Parking Lot and Transportation Building -DISCUSSION (Bill Yunker, Transportation Manager/Councilman James LaPointe)
    - i. 7 Generations Negotiations – DISCUSSION/MOTION
- VII. JESSICA GADEKEN, CHIEF FINANCIAL OFFICER
  - a. Schedule of Expenditures Report as of 5/31/22
  - b. Indirect Cost Report as of 5/31/22
  - c. General Fund Report as of 5/31/22
  - d. Committee Report as of 5/31/22
  - e. Tribal Council Expenditure Report as of 5/31/22
  - f. Miscellaneous Report – May 2022
  - g. ARP Funding Tracker Report
  - h. Lincoln Construction Report
  - i. FY2021 Audit Report Review
  - j. JV Update
    - i. FFE Removal – DISCUSSION
    - ii. Demolition Estimate and Applicable Tribal Tax – DISCUSSION
    - iii. Feasibility Consultant Selection – DISCUSSION
- VIII. VICTORIA CHAMPAIGN, TESC
  - a. Pow wow Grounds/Arbor Repairs - MOTION
- IX. SHANNON ROWEN, HUMAN RESOURCE DIRECTOR
  - a. Lead Medical Assistant Job Description – MOTION
- X. NEW BUSINESS

- a. Dehegiha Donation Request – MOTION (Councilwoman Starkel)
- XI. EXECUTIVE SESSION
  - a. Casino Distributions – DISCUSSION (Jessica Gadeken/Jacob Olsufka PFC DOF)
  - b. Loan Payoff Options – DISCUSSION/MOTION (Jessica Gadeken)
  - c. ARPA, FRF Project Description/Justification (Jessica Gadeken)
  - d. Supervisor Change Employee #1535 – DISCUSSION/MOTION (Shannon Rowen)
  - e. Transfer Employee #1777 – DISCUSSION/MOTION (Shannon Rowen)
  - f. NPHA Vacancy Discussion
- XII. OTHER BUSINESS
  - a. Request Tribal Council Consideration Regarding Consequences for Breach of Duty, Ethical Violations for Councilwoman Susan Baker – MOTION/DISCUSSION (Councilman LaPointe)
- XIII. ADJOURN

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

DATE SUBMITTED: **7/5/22**

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: **7/12/22**

**Subject: Motion to approve the renewal of the annual service agreement with Henry Schein for interface support and maintenance. This contract qualifies as sole source. The annual amount is \$8,7956.00.**

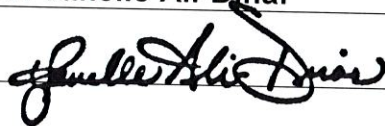
ACTION REQUEST: (Please describe request in the form of a motion)

Motion to approve the renewal contract to **Henry Schein** for **\$8,796.00** for support and maintenance of our Dentrix system.

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

Submitted by: Dr. Janelle Ali-Dinar

Approval: \_\_\_\_\_



**AGENDA ITEM REQUEST**

(For employees only)

DATE SUBMITTED: 06/22/22

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

Meeting of:                   X Tribal Council  
  Executive Session

Meeting Date:               07/12/22

Subject:                       Amendment to Aventure Staffing Agreement

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

**Motion #1**

Amendment to Aventure Staffing agreement to include positions outside of IT. To fill the gap for short term needs such as medical absences, or other unplanned reasons.

**Additional Paperwork:**   Yes, 1) Rate Modification sheet  
  2) Aventure Services Agreement

Submitted By:     Shannon Rowen, Human Resources Director

APPROVED   
Shannon Rowen, Human Resources Director

**\*\*\*\* NOTICE: All Tribal Members \*\*\*\*****LAW AND ORDER CODE REVISION****Discussion on July 5, 2022 beginning at 9:00 a.m.****During Tribal Council Meeting****\*\*\*\* NOTICE: All Tribal Members\*\*\*\***

The Ponca Tribal Council will be reviewing proposed amendments to the Law and Order Code. The revisions are being considered because the Tribal Council wants to provide the legal framework for organizing business entities in order to expand the business sector in the territory of the Tribe. Enacting all 4 codes at one time will ensure there is no gap or conflict in laws being in place to govern PEDCO and Osni.

**There are changes being proposed to Titles 14, 15, and adding Titles 19 and 20. The revisions being considered include but are not limited to the following:**

- Title 14 is a rewrite of the code that will govern all businesses, regardless of form.
- Title 15 is a rewrite of the LLC Code, removing the parts that should just apply to all business entities.
- Title 19 is a new Code that will govern “for profit” corporations
- Title 20 is a new Code that will govern “nonprofit” corporations

A complete copy of the proposed amendments is available at the tribal offices, or one may be obtained by contacting Jan Colwell, Tribal Council Secretary at 402-857-3391.

**There will be a discussion by Tribal Council that is open for public comment on July 5, 2022 at 9:00 a.m. or as soon thereafter as it may be heard.**

**Written comments will be accepted until June 30, 2022.** The written comments may be emailed to [janc@poncatribе-ne.org](mailto:janc@poncatribе-ne.org) or mailed to

Jan Colwell,  
P.O. Box 288  
Niobrara, NE 68760

**\*\*\*\* NOTICE: All Tribal Members \*\*\*\*****Revised on 6/26/22****LAW AND ORDER CODE REVISION  
Discussion on July 12, 2022 beginning at 9:00 a.m.  
During Tribal Council Meeting****\*\*\*\* NOTICE: All Tribal Members\*\*\*\***

The Ponca Tribal Council will be reviewing proposed amendments to the Law and Order Code. The revisions are being considered because the Tribal Council wants to provide the legal framework for organizing business entities in order to expand the business sector in the territory of the Tribe. Enacting all 4 codes at one time will ensure there is no gap or conflict in laws being in place to govern PEDCO and Osni.

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A complete copy of the proposed amendments is available at the tribal offices, or one may be obtained by contacting Jan Colwell, Tribal Council Secretary at 402-857-3391.

**There will be a discussion by Tribal Council that is open for public comment on July 12, 2022 at 9:00 a.m. or as soon thereafter as it may be heard. This date was changed from July 5 as the Tribal Council meeting scheduled for that day has been cancelled.**

**Written comments will be accepted until June 30, 2022.** The written comments may be emailed to [janc@poncatrbe-ne.org](mailto:janc@poncatrbe-ne.org) or mailed to

Jan Colwell,  
P.O. Box 288  
Niobrara, NE 68760

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

DATE SUBMITTED: 7 / 8 / 2022

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: 07 / 12 / 2022

Subject: 9/30/2021 Audit Report

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

Review of the FYE 9/30/2021 Audit Report.

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

Submitted By: Jessica Dadken

APPROVED \_\_\_\_\_  
Executive Management

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 7 / 7 / 2022

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: 07 / 12 / 2022Subject: Ralston Building – Furniture, Fixture, and Equipment Removals

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

Discussion on removal of furniture, fixtures, and equipment from the Ralston Building.

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

Submitted By: Jessica Madken

APPROVED \_\_\_\_\_  
 Executive Management



**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 7 / 8 / 2022

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 07 / 12 / 2022Subject: Demolition Estimate and Applicable Tax

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

Review and discussion of estimated cost and applicable Tribal Tax of starting demolition before Bond closing.

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

Submitted By: Jessica Madken

APPROVED \_\_\_\_\_  
 Executive Management

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

DATE SUBMITTED: 7 / 7 / 2022

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 07 / 12 / 2022

Subject: JV Project Feasibility Consultant Update

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

Update on status of discussions with JV Project Feasibility Consultants.

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

Submitted By Jessica Dadken

APPROVED \_\_\_\_\_  
Executive Management

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

DATE SUBMITTED: 06/24/22

Meeting of:                   X Tribal Council  
  Executive Session

Meeting Date:               07/12/22

Subject:                        Lead Medical Assistant - NEW job description

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

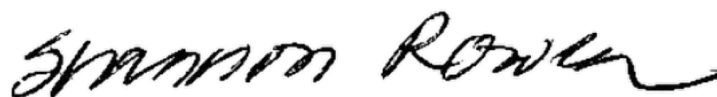
**Motion #1**

Health Services, Clinical Services is requesting the approval of a new job description for a Lead Medical Assistant. This position is needed to manage inventory, dispensary logs and storage of medical supplies to maintain quality assurance, adequate stock levels and cost control for Ponca Health Services Clinics. The LMA will manage all vaccines including the Vaccine for Children Program for Ponca Health Services. HS is proposing a grade 7 (\$36,441.00 -\$55,545.33) for this position. Market review supports grade 7 for the LMA position.

**Additional Paperwork:**    Yes, 1) Job Description #361 Lead Medical Asst  
  2) Comp Analyst Market Review  
  3) Wage Scale

Submitted By:               Shannon Rowen, Human Resources Director  
  Rachel Pitzl, Director of Clinical Operations

APPROVED \_\_\_\_\_



Shannon Rowen, Human Resources Director