

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

JULY 26, 2022

9:00 AM

NORFOLK TRINIT FACILITY
1800 SYRACUSE AVENUE
NORFOLK, NEBRASKA

- I. CALL TO ORDER
 - a. Invocation
 - b. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR - MOTION
 - a. July 12, 2022 Minutes
 - b. July 19, 2022 Minutes
 - c. July 20, 2022 Minutes
 - d. RFP for HQ Retaining Wall & Drainage System
 - e. RFP PC Liquidations Computer Needs
 - f. Ratifications
- IV. CHAIRWOMAN'S REPORT
- V. LAW & ORDER CODE REVISED – SECOND READING/APPROVAL – RESOLUTION (RUTHANNE GALLUP, L&O CODE COMMITTEE)
 - a. Title XIV Business Entities
 - b. Title XV Limited Liability Companies
 - c. Title XIX Corporations
 - d. Title XX Nonprofit Entities
- VI. BEN DOUGLAS, GENERAL MANAGER –PRAIRIE FLOWER CASINO/CHRIS ARMITAGE, INTERIM CEO – OSNI PONCA
 - a. Discussion regarding Retail Space in Phase 2 Casino
- VII. DAVID GLEISER, EXECUTIVE DIRECTOR OF TRIBAL AFFAIRS
 - a. June 2022 Monthly Report
- VIII. BRENT BOSSARD, IT MANAGER
 - a. June 2022 Monthly Report
- IX. VICTORIA CHAMPAIGN, TESC
 - a. June 2022 Monthly Report
- X. OTHER BUSINESS
- XI. EXECUTIVE SESSION
 - a. Election Board Resignation/Review Applicants – DISCUSSION/MOTION
- XII. ADJOURN

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 7, 18, 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: xx Tribal Council
 Executive Committee

Meeting Date: / /

Subject: HQ Retaining Wall and Drainage System

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

Motion to approve retaining wall and drainage landscaping at Niobrara HQ through Two Cedar Fencing in the amount of \$8773.00.

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

Submitted By: Jim Wright

APPROVED 
Executive Management

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: **7/18/22**

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: **7/26/22**

Subject: Motion to approve the purchase of 35 computers and 35 docking stations from PC Liquidations for current and future Health Department staffing computer needs. This purchase qualifies as sole source due to the availability of equipment. These computers needs are for the new clinic in Lincoln and for staff at the Fred LeRoy Health and Wellness Center.

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

Motion to approve the purchase of computers from **PC Liquidations** in the amount of **\$59,920.00**.

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

Submitted by: **Scott Ruehle**

Approval:

Scott Ruehle *Jan Colwell* *Ali Smith, PhD*
 CBO

**PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL**

RESOLUTION 22-_____

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 Ponca Tribal Council has reviewed the proposed amendments to the Law & Order Code, Title XIV – Business Entities, formerly the Business Corporation Code; Title XV – Limited Liability Companies; Title XIX – Corporations; and Title XX – Nonprofit Entities.

WHEREAS: The revisions were considered because the Tribe 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 four codes at one time will ensure there is no gap or conflict in laws being in place to govern PEDCO and Osni; and

WHEREAS: Title XIV- Business Entities is a rewrite of the code and will govern all businesses, regardless of form; and

WHEREAS: Title XV – Limited Liability Companies is a rewrite of the LLC Code removing the parts that should just apply to all business entities; and

WHEREAS: Title XIX – Corporations is a new Code that will govern “for profit” corporations; and

WHEREAS: Title XX – Nonprofit Entities is a new Code that will govern “nonprofit” corporations.

WHEREAS: These 4 Titles were placed on the July 12, 2022 Tribal Council Agenda to allow comments from the public and on July 19, 2022 and July 26, 2022 for first and second readings respectively. A notice of intent to amend the Law & Order Code Titles XIV, XV, XIX, and XX was provided to all heads of household via the Tribal Newsletter, website and posted in Tribal Offices at least 14 days prior to any final action satisfying the requirements for the adoption, amendment, or abolishment of Ordinances.

THEREFORE BE IT RESOLVED that the Ponca Tribal Council does approve the amendments to the Ponca Tribe of Nebraska Law & Order Code, Title XIV – Business Entities; Title XV – Limited Liability Companies; Title XIX – Corporations; and Title XX – Nonprofit Entities.

BE IT FURTHER RESOLVED that these amendments shall take effect immediately.

Resolution 22-_____
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CERTIFICATION

THIS IS TO CERTIFY AND AFFIRM that the above and foregoing resolution was duly authorized and passed by the Tribal Council of the Ponca Tribe of Nebraska at a duly called meeting held in Norfolk, Nebraska on the _____ day of July , 2022 by a vote of _____ Ayes; _____ Nays; _____ Abstained; _____ Absent. Chairperson _____ voting _____ not voting. A Quorum of _____ was present.

ATTEST

Rebecca Sullivan, Vice Chairwoman
Ponca Tribe of Nebraska

Kyle Taylor, Secretary
Ponca Tribe of Nebraska