

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

OCTOBER 4, 2022
9:00 AM

TRIBAL TRANSIT FACILITY
1800 SYRACUSE AVENUE
NORFOLK, NEBRASKA

- I. CALL TO ORDER
 - a. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR – MOTION
 - a. February 1, 2022 Minutes Revised
 - b. September 20, 2022 Minutes
 - c. September 21, 2022 Minutes
 - d. Transportation TTP Funding Renewal – RESOLUTION
 - e. Election Board Budget FY23
 - f. Ratifications
- IV. VICE CHAIRWOMAN’S REPORT
- V. JESSICA GADEKEN, INTERIM CHIEF FINANCE OFFICER
 - a. FY23 BIA Budget – RESOLUTION
 - b. Executive Session Requested
 - i. Tribal Council Budget Policy Revised – MOTION
 - ii. Quarterly DV Client File Reviews
 - iii. DV Update (Stephanie Pospisil, Social Service Director/Attorney Brad Jolly)
 - iv. Funding Availability for November Elders Checks (Vice Chair Sullivan)
- VI. SHANNON ROWEN, HUMAN RESOURCE DIRECTOR
 - a. Health Care Plan Amendment – MOTION
 - b. Language Program Coordinator Job Description – MOTION
 - c. Multi-media Specialist Job Description – MOTION
 - d. Language Instructor I Job Descriptions for Omaha/Lincoln/Niobrara/Norfolk/Sioux City – MOTION
 - e. Request to Deviate from Normal PTN Posting timelines for Language Instructors - MOTION
- VII. OTHER BUSINESS
- VIII. ADJOURN

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 9/19/2022

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: 10/3/2022

Subject: U.S. Department of Transportation TTP funding

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

Motion to approve U.S. Department of Transportation TTP funding.

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

Submitted By:  _____
Stephanie Geep Zink, Grants Manager

Jessica Gadeken, Interim CFO
Digitally signed by Jessica Gadeken,
Interim CFO
Date: 2022.09.19 11:23:10 -0500

APPROVED _____
Executive Management

**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 Tribe has the authority to submit an application on behalf of the Native American individuals in the Tribe and to administer programs and activities under this program; and

WHEREAS: The U.S. Department of Transportation is an agency of the United States with the purpose to deliver the world’s leading transportation system, serving the American people and economy through the safe, efficient, sustainable, and equitable movement of people and goods; and

WHEREAS: The purpose of the Tribal Transportation Program is to provide safe and adequate transportation and public road access to and within Indian reservations, Indian lands, and Alaska Native Village communities. Funds from TTP will fund general operating expenses for the Ponca Tribe of Nebraska’s Transit Department.

THEREFORE, BE IT RESOLVED that Stephanie Geery-Zink, Grants Manager, is authorized to apply for, execute and file an application for federal assistance on behalf of the Ponca Tribe of Nebraska with the U.S. Department of Transportation.

BE IT FURTHER RESOLVED that Stephanie Geery-Zink is authorized to execute and file with its applications the annual certifications and assurances and other documents the U.S. Department of Transportation requires before awarding a federal assistance grant or cooperative agreement.

BE IT FINALLY RESOLVED that Stephanie Geery-Zink is authorized to execute grant and cooperative agreements with the U.S. Department of Transportation on behalf of the Ponca Tribe of Nebraska.

CERTIFICATION

THIS IS TO CERTIFY AND AFFIRM that the above and foregoing Resolution was duly authorized and passed by the Ponca Tribal Council on the 3rd day of October 2022, at a duly called meeting held via Lifesize Videoconference, 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

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 09 / 30 / 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: 10 / 04 / 2022

Subject: FY2023 BIA 638 Budgets

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

Discussion/Motion on the FY2023 BIA 638 Budgets.

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

Submitted By: _____

APPROVED _____
Executive Management

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: Article V, Section 1(a) of the Constitution provides that the Ponca Tribal Council has the power to negotiate with the federal government on behalf of the Tribe; and

WHEREAS: Pursuant to Public Law 93-638 or the Indian Self-Determination and Education Assistance Act (“ISDEAA”), 25 U.S.C. §§ 5301 *et seq.*, the Ponca Tribe of Nebraska has entered into a self-determination contract with the Bureau of Indian Affairs (“BIA”), United States Department of Interior, to include the Consolidated Tribal Government Program (“CTGP”) which includes programs and funding for Administration, Appellate Court, Buffalo, Child Welfare, Culture, Education, Enrollment, Land Management, Tribal Court, Workforce Development; and

WHEREAS: the Ponca Tribe of Nebraska wishes to continue contracting with the BIA for CTGP for another fiscal year ending September 30, 2023 and the Ponca Tribal Council has before it a proposed budget and other documents for the programs that are part of the CTGP for the fiscal year ending September 30, 2023.

THEREFORE BE IT RESOLVED that the Ponca Tribal Council hereby approves the proposed budget and other documents for the programs that are part of the CTGP for the fiscal year ending September 30, 2023.

BE IT FURTHER RESOLVED that the Ponca Tribal Council hereby approves submission of the application for CTGP for the fiscal year ending September 30, 2023 and wishes to enter into a Public Law 93-638 contract for these funds.

BE IT FURTHER RESOLVED that the Ponca Tribal Council hereby authorizes the Chairman and Secretary to sign and execute all contracts, documents, proposals, assurances, and other documents necessary to carry out this Resolution, provided that any final Public Law 93-638 contract shall first being subject to the approval of the Ponca Tribal Council.

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 October, 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

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 09./20/22

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: 10.04.22

Subject: Court Ordered Benefits Eligibility Requirement

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

Human Resources is requesting approval of a change to the PTN provided health care plan to allow court ordered insurance coverage to continue (for the court ordered period only) for an employee's former spouse or domestic partner.

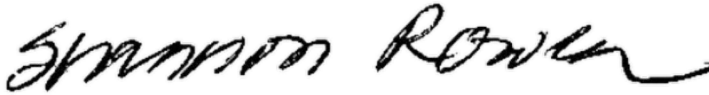
At this time, there is nothing within the PTN plan that allows court ordered insurance coverage to continue (non-COBRA) for the employee's spouse or domestic partner. This is consistently offered by companies and is the recommendation of HR that this amendment be approved.

Will there be support materials for this agenda item? Yes No

Plan amendment

Submitted By: Shannon Rowen, HR Director

APPROVED



Executive Management

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 09.28.22

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: 10.04.22

Subject: Job Description Approvals and posting timeline extension deviation request

Motion 1:

The Culture Department is requesting approval of the following positions

#574 Open Language Program Coordinator – grade 9

This position will be the priority to hire as it is the supervisor of the multi-media specialist and the language instructors. It will be posted with normal PTN posting timelines

#575 Open Multi-media Specialist – grade 5

This position will be posted at the same time as the language coordinator with normal PTN posting timelines.

#573 O Language Instructor I – grade 7
#573 L Language Instructor I – grade 7
#573 Nio Language Instructor I – grade 7
#573 N Language Instructor I – grade 7
#573 SC Language Instructor I – grade 7

Once the language coordinator is hired, we will post the language instructor positions. The language coordinator will serve as the instructor for the location where they are hired so we will post four language coordinator positions with the

plan to hire one for each city other than were the language coordinator is located.

Motion 2:

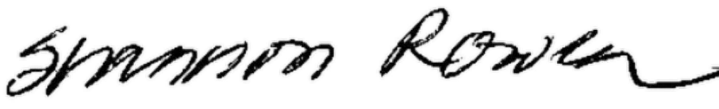
We are requested approval for a deviation from normal PTN posting times lines for the language instructor position to be a 5 day internal and 30 day external posting instead of the normal 10 days external. If the positions are not filled after the 30 days, it will be changed to "open until filled."

Will there be support materials for this agenda item? Yes No

Job Descriptions

Submitted By: Shannon Rowen, HR Director
Ricky Wright, Culture Director

APPROVED



Executive Management