

PONCA TRIBE OF NEBRASKA  
TRIBAL COUNCIL  
AGENDA

NOVEMBER 29, 2022  
9:00 AM  
5805 SO. 86<sup>TH</sup> CIR  
RALSTON, NEBRASKA

- I. CALL TO ORDER
  - a. Invocation
  - b. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR – MOTION
  - a. November 22, 2022 Minutes
  - b. RFP Flenniken Electric
  - c. Delegate for National Tribal operations Council (NTOC) – RESOLUTION
  - d. Delegate for Regional Tribal Operations Council (RTOC) – RESOLUTION
  - e. Ratifications
- IV. VICE CHAIRWOMAN’S REPORT
- V. TRENT LARSON, INTERIM EXECUTIVE DIRECTOR – PEDCO
  - a. Fiscal Year 2022 End of Year Report
- VI. RICKY WRIGHT, DIRECTOR OF CULTURAL AFFAIRS
  - a. RFQ for Ponca Cultural Center - MOTION
- VII. RUTHANNE GALLUP, LAW & ORDER COMMITTEE REP/ATTORNEY BRAD JOLLY
  - a. Adding a Chapter on Arbitration to Title VI of Ponca Code – DISCUSSION
- VIII. GREG GUNDERSON, CHIEF FINANCE OFFICER
  - a. Investment Strategy Update
- IX. SHANNON ROWEN, HUMAN RESOURCE DIRECTOR
  - a. Tribal Transportation Engineer Job Description Revised - MOTION
  - b. Lead Patient Benefits Coordinator #346.1 O Job Description – MOTION
- X. OTHER BUSINESS
- XI. EXECUTIVE SESSION
  - a. Promotion & Wage Adjustment Employee #1710 – MOTION (Shannon Rowen)
  - b. GSA/PTN Vehicle Policy Deviation Request – MOTION (Shannon Rowen)
  - c. Confidential Matter (Trent Larson)
- XII. ADJOURN

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

DATE SUBMITTED: 10/26/22

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:

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

Motion   to   approve.  
Contract for Roof Repair to Flenniken Electric in the  
Amount of 18,725.00 from the 914 Niobrara Land Project  
fund

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**

DATE SUBMITTED:

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: November 29th, 2022

Subject: Misha Mazurkewycz as the Secretary for the Regional Tribal Operations Council (RTOC) for Region 7.

ACTION REQUEST: Move to approve, support, and endorse the nomination of Misha Mazurkewycz as the RTOC Secretary for Region 7.

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

Submitted By: Misha Mazurkewycz

APPROVED

  
 Executive Director of Tribal Affairs

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: It is the desire of the Tribe to approve the nomination of Misha Mazurkewycz, Environmental Manager, of the Ponca Tribe of Nebraska to serve as the Region 7 Regional Tribal Operations Council (RTOC) Secretary and recognize the value of the Ponca Tribe participating in the RTOC.

THEREFORE, BE IT RESOLVED that the Ponca Tribe of Nebraska Tribal Council does hereby approves, supports, and endorses the nomination of Misha Mazurkewycz, Environmental Manager, Ponca Tribe of Nebraska to serve as the RTOC Secretary.

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 29th day of November 2022, at a duly called meeting held in Ralston, Nebraska 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**

DATE SUBMITTED:

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: November 29th, 2022

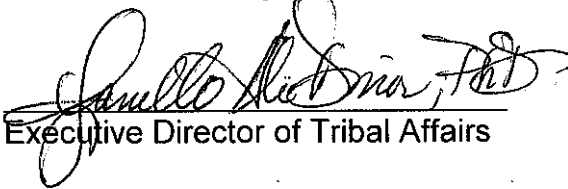
Subject: Misha Mazurkewycz as the Delegate for the National Tribal Operations Council (NTOC) for Region 7.

ACTION REQUEST: Move to approve, support, and endorse the nomination of Misha Mazurkewycz as the NTOC Delegate for Region 7.

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

Submitted By: Misha Mazurkewycz

APPROVED

  
 Executive Director of Tribal Affairs

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: It is the desire of the Tribe to approve the nomination of Misha Mazurkewycz, Environmental Manager, of the Ponca Tribe of Nebraska to serve as the Region 7 National Tribal Operations Council (NTOC) delegate and recognize the value of the Ponca Tribe participating in the NTOC.

THEREFORE, BE IT RESOLVED that the Ponca Tribe of Nebraska Tribal Council does hereby approves, supports, and endorses the nomination of Misha Mazurkewycz, Environmental Manager, Ponca Tribe of Nebraska to serve as the NTOC delegate.

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 29th day of November 2022, at a duly called meeting held in Ralston, Nebraska 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: 11/15/22

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: 11/29/22

Subject: RFQ for Ponca Cultural Center

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

Motion to approve the RFQ to move forward with securing an A & E firm for the designing of the Ponca Cultural Center.

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

Submitted By: Ricky Wright

APPROVED Janelle Ali Davis  
 Executive Management

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

DATE SUBMITTED: 11/18/2022

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:  X  Tribal Council  
  Executive Committee


Meeting Date:  / /

Subject: Adding a Chapter on Arbitration to Title VI of Ponca Code

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

Requesting Council to make a decision on whether or not the Code Revision (Law & Order) Committee should would with Attorney Jolly to add a chapter to Title VI regarding Arbitration. Requesting a Motion and that Attorney Jolly be available to answer questions and give legal advice

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

Submitted By: 

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



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

DATE SUBMITTED: 11/22/22

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: 11/29/22

Subject: Investment Strategy Update

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

No action required.

Management has implemented the approved investment strategy, which will yield an approximate \$461K in additional spending capacity for the Tribe. This same strategy, if interest rates were to remain at the same level, would see that spending capacity increase to \$565K in FY 24. By utilizing money market and a series of US treasuries we retain access to the funds within a very low risk structure.

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

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

DATE SUBMITTED: 11.22.22

Meeting of: X Tribal Council  
Executive Session

Meeting Date: 11.29.22

Subject: Title Change  
Position 543 Open Tribal Transportation Engineer

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

**Motion #1**

Tribal Affairs is requesting approval of the title change from Tribal Transportation Engineer to Tribal Transportation Director. Per discussion with staff, using the title "Engineer" within the job description is not allowed.

**Additional Paperwork:** Job Description

Submitted By: Shannon Rowen, Human Resources Director  
William Yunker, TTE  
Janelle Ali-Dinar, CEO PHS and interim CEO Tribal Affairs

APPROVED

  
\_\_\_\_\_  
Shannon Rowen, Human Resources Director

