

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

FEBRUARY 14, 2023
4:00 PM
LOCAL OFFICE SITES/LIFESIZE

- I. CALL TO ORDER
 - a. Invocation
 - b. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR – MOTION
 - a. February 7, 2023 Minutes
 - b. Rural Nebraska Historic Preservation Grant – RESOLUTION
 - c. Office on Violence Against Women Justice for Families Grant – RESOLUTION
 - d. Appointment to Region 7 Alternate on the Tribal Pesticide Program Council - RESOLUTION
 - e. Amendment to Eagle Rhodd Contract
 - f. SEI RFP for Norfolk Tribal Court Reader Door
 - g. Ratifications
- IV. CARRIE VOSS, CHAIRWOMAN – PONCA ELDERS COMMITTEE
 - a. Quarterly Report (October – December 2022)
- V. MAI LE, EXECUTIVE DIRECTOR – PONCA GAMING COMMISSION
 - a. Quarterly Report
 - b. Quarterly Drawdown for PGC - MOTION
- VI. JANELLE ALI-DINAR, CEO-PONCA HEALTH SERVICES
 - a. JV Project
 - i. Sampson Pre-Construction Invoice #2 – MOTION
 - ii. Approve Optimized Systems for Third Party Commissioning Services – MOTION
 - iii. Approve Sampson to move forward with Theiele Geotech for CPT Testing of New Parking Garage – MOTION
 - iv. Building Expiring Permit Fees
- VII. SHANNON ROWEN, HUMAN RESOURCES DIRECTOR
 - a. Employee Appreciation Location, Date and Budget for 2023 Event – MOTION
- VIII. OTHER BUSINESS
- IX. EXECUTIVE SESSION
 - a. Merit Increase Employee #1257 – MOTION (Shannon Rowen, HRD)
 - b. Fred LeRoy Health & Wellness Center Sweat Lodge – DISCUSSION/MOTION (Councilwoman Sullivan)
- X. ADJOURN

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 2/2/2023

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: 2/14/2023


Subject: Rural Nebraska Historic Preservation Grant application

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

Motion to approve applying for a Rural Nebraska Historic Preservation 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 Geery-Zink, Grants Manager

APPROVED 
Executive Management

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 23-_____

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: Created in 1878, History Nebraska collects, preserves, and opens to all, the histories we share, to encourage historical research and inquiry, spread historical information and to embrace alike aboriginal and modern history; and

WHEREAS: The primary purpose of the Rural Nebraska Historic Preservation Grant, administered by History Nebraska, is to support the rehabilitation of historic structures in order to rehabilitate, protect, and foster economic development in rural communities.

THEREFORE, BE IT RESOLVED that Stephanie Geery-Zink, Grants Director, is authorized to execute and file an application for assistance on behalf of the Ponca Tribe of Nebraska with History Nebraska.

BE IT FURTHER RESOLVED that Stephanie Geery-Zink is hereby authorized to execute the file with its applications the annual certifications and assurances and other documents History Nebraska requires before awarding a funding assistance grant or cooperative agreement.

BE IT FINALLY RESOLVED that Stephanie Geery-Zink is authorized to execute grant and cooperative agreements with History Nebraska 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 14th day of February 2023, 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

Candace Schmidt, Chairwoman
Ponca Tribe of Nebraska

Susan Baker, Secretary
Ponca Tribe of Nebraska

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 2/2/2023

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: 2/14/2023

Subject: OVC Justice for Families grant funding

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

Motion to approve a U.S. Department of Justice, Office on Violence Against Women, Justice for Families grant application, Health Service, Domestic Violence Prevention Program grant application, Opportunity Number O-OVW-2023-171466.

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

Submitted By: 
Stephanie Gee / Int. Grants Director

APPROVED 
Executive Management

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 23-_____

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 Justice Office of Violence Against Women administers grant programs authorized by the Violence Against Women Act (VAWA) and subsequent legislation and provides national leadership on issues of domestic violence, dating violence, sexual assault, and stalking. OW grants support coordinated community responses to hold offenders accountable and serve victims; and

WHEREAS: Justice for Families Program funding is intended to improve the response of the civil and criminal justice system to families with a history of domestic violence, dating violence, sexual assault, and stalking, or in cases involving allegations of child sexual abuse; and

WHEREAS: The Ponca Tribe of Nebraska needs support in the focus areas of this grant opportunity to improve the capacity of courts and communities to respond to families affected by the targeted crimes: court-based and court-related programs supervised visitation and safe exchange by and between parents; training for people who work with families in the court system; civil legal services; and the provision of resources in juvenile court matters.

THEREFORE, BE IT RESOLVED that the Grants Manager, Stephanie Geery-Zink, is approved to submit the application for funding administered by the U.S. Department of Justice on behalf of the Ponca Tribe of Nebraska, as well as all agreements associated with the grant.

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 _____ day of February 2023, 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

Candace Schmidt, Chairwoman
Ponca Tribe of Nebraska

Susan Baker, Secretary
Ponca Tribe of Nebraska

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 02 / 06 / 2023

All Agenda Item Requests must be approved and submitted with all supporting documents to Jan Colwell, Executive Assistant to Tribal Council by 10 AM the Wednesday prior to the Tuesday Council Meeting.

Tribal Council Meeting Date: 02 / 14 / 2023

Regular Session Executive Session

Subject: Approval for Monroe Burianek to be the alternate on the Tribal Pesticide Program Council

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

Motion to approve the appointment of Monroe Burianek to be the Region 7 alternate on the Tribal Pesticide Program Council

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 Management

Who will be present at the TC Mtg. in regards to this Agenda Item? Misha Mazurkewycz

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 21-_____

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 Monroe Burianek, Tribal Response Program Coordinator, of the Ponca Tribe of Nebraska to serve as the Region 7 Regional Tribal Pesticide Program Council (TPPC) alternate and recognize the value of the Ponca Tribe participating in the TPPC.

THEREFORE, BE IT RESOLVED that the Ponca Tribe of Nebraska Tribal Council does hereby approves, supports, and endorses the nomination of Monroe Burianek, Tribal Response Program Coordinator, Ponca Tribe of Nebraska to serve as the TPPC Alternate.

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 14th day of February 2023, 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

Candace Schmidt, Chairwoman
Ponca Tribe of Nebraska

Susan Baker, Secretary
Ponca Tribe of Nebraska

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 1 / 23 / 23

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: 1/31/2023

Subject: Amendment to Eagle Rhodd's contact

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

Motion to approve the amendment to the terms of Eagle Rhodd's contract

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

APPROVED


Executive Management

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 02/01/2023

All Agenda Item Requests must be approved and submitted with all supporting documents to Jan Colwell, Executive Assistant to Tribal Council by 10 AM the Wednesday prior to the Tuesday Council Meeting.

Tribal Council Meeting Date: ___/___/___

Regular Session X Executive Session _____

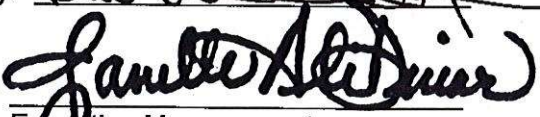
Subject: Obtain safe, security and access for clients of Tribal Court

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

Requesting approval of the attached proposal for SEI to establish card reader, motion detectors, Panic Buttons, Electrified locks and Power Supply addition to Tribal Court Area

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

Who will be present at the TC Mtg. in regards to this Agenda Item? Ruthanne & Tori

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 1 / 26 / 23

All Agenda Item Requests must be approved and submitted with all supporting documents to Jan Colwell, Executive Assistant to Tribal Council by 10 AM the Wednesday prior to the Tuesday Council Meeting.

Tribal Council Meeting Date: 2 / 14 / 23

Regular Session Executive Session

Subject: Quarterly funds

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

Motion to approve all quarterly draws for PGC

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

Who will be present at the TC Mtg. in regards to this Agenda Item? _____

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 2, 3, 2023

All Agenda Item Requests must be approved and submitted with all supporting documents to Jan Colwell, Executive Assistant to Tribal Council by 10 AM the Wednesday prior to the Tuesday Council Meeting.

Tribal Council Meeting Date: 2, 14, 2023

Regular Session Executive Session

Subject: JV Expiring Fees - Contingency - Program Budget Items

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

- #10 Approve Additional Testing Parking Garage
 - #5 3rd Party Commissioning Agent
 - #12 Building Expiring Permit Fees
 - #11 Sampson Pre Construction Invoice
-
-
-
-

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

JAS Submitted By: Janette DeBari PhD CEO

JAS APPROVED: Janette DeBari PhD, CEO
Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? JAS

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 02/05/23

All Agenda Item Requests must be approved and submitted with all supporting documents to Jan Colwell, Executive Assistant to Tribal Council by 10 AM the Wednesday prior to the Tuesday Council Meeting.

Tribal Council Meeting Date: 02/14/23

Regular Session X Executive Session _____

Subject: Approval of Location, Date and Budget for 2023 Employee Appreciation Event

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

Motion #1

Executive Team / HR is requesting approval of the Employee Appreciation (EA) Location, Date and Budget for the 2023 EA event.

Location Lincoln
Date Options: May 10 or May 17 (preferred date is May 17)
Budget: \$75 per person

Information reviewed/ used in this recommendation....

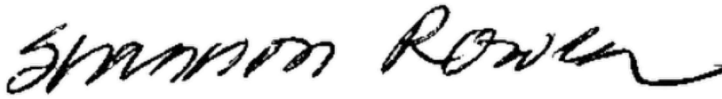
2022 budget and expenses, inflation, location of past EA events, request from prior TC to have close to Chief Standing Bear Day, Clinic Schedules and service to members.

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

2022 Budget and Expenses and 2023 Budget (same document)

Submitted By: Shannon Rowen, HR Director

APPROVED



Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item?
Shannon Rowen, Shelia Wolff
Revised 1/24/23