

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

JUNE 6, 2023
4:00 PM

LOCAL OFFICE SITES/LIFESIZE

- I. CALL TO ORDER
 - a. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR - MOTION
 - a. May 23, 2023 Minutes
 - b. CEO Ponca Health Services – April 2023 Monthly report
 - c. CFO April 2023 Financial report
 - d. Update on Steps Taken to Protect Bank Balances
 - e. ARPA HIP Award
 - f. Synergy Seed Co. RFP
 - g. OVC FY23 Tribal Victim Services grant application renewal – RESOLUTION
 - h. Tribal Court Improvement Program funding for 2023-2024 renewal – RESOLUTION
 - i. State-Tribal Partnerships to Implement Best Practices in Indian Child Welfare Letter of Commitment and MOU
 - j. Ratifications (to be e-mailed separately)
- IV. JANELLE ALI-DINAR, CEO – PONCA HEALTH SERVICES
 - a. Revise and/or eliminate directed health measures for COVID-19
- V. COURTNEY CHAVEZ, DDTA
 - a. Guaranteed Maximum Price (GMP) Update – Woodstone – Fee Land
 - a. Re-allocating ARP funds
 - b. Woodstone GMP Addendum
- VI. PATRICK JENNINGS – CHIEF EXECUTIVE OFFICER TRIBAL AFFAIRS
 - a. Update on Powwow grounds
 - b. Sioux City update
- VII. OTHER BUSINESS
- VIII. ADJOURN

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 05/26/2023

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: 06/06/2023

Regular Session Executive Session

Subject: April Financial Statements

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

No Action – Consent Agenda

Monthly Financial Reporting Package for April 2023

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

Submitted By: Greg Gunderson _____

APPROVED Greg Gunderson _____
Executive Management

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

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 05/26/2023

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: 06/09/2023

Regular Session Executive Session Subject: Update on Steps Taken to Protect Bank Balances

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

No Action – Consent Agenda

~~As part of financial review reviewed steps taken to protect savings and investment accounts and validate no additional actions are needed at this time. Attached memo provides full summary.~~

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

Submitted By: Greg Gunderson _____

APPROVED Greg Gunderson _____
Executive Management

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

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: _05/30/2023

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: _06/06/2023Regular Session Executive Session Subject: _ARPA HIP Award _____

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

Motion to approve Housing to expend Housing Improvement Program (HIP) funds and request reimbursement from the Ponca Tribe of Nebraska for funding provided to the Ponca Tribe of Nebraska by the Bureau of Indian Affairs (BIA) per the attached plan. Program was approved by housing in July of 2022.

Signature is also required from Chairwoman Schmidt for the Grant and Cooperative Agreement provided by the BIA.

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

Submitted By: _Courtney Chavez _____

APPROVED


Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? Courtney Chavez, Greg Gunderson, Joey Nathan _____

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 5/31/23

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: 6/6/23Regular Session Executive Session Subject: Grass Seed

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

this is a grass seed that is high yielding
grass and good for buffalo

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

Submitted By: Steven Nkoyah

APPROVED Anthony R. Oravey
 Executive Management

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

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 5/30/2023

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: 6/6/2023Subject: OVC Tribal Victim Services Set-Aside Formula

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

Motion to approve applying for the OVC FY2023 Invited to Apply Tribal Victim Services Set-Aside Formula grant application.

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

Submitted By: 
 Stephanie Geary-Zink, 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 mission of the U.S. Department of Justice's (DOJ) Office for Victims of Crime (OVC) is to enhance the nation's capacity to assist crime victims and provide leadership in changing policies and practices to promote justice and healing for all victims of crime;

WHEREAS: DOJ and OVC have long recognized the critical need to more effectively support American Indian and Alaska Native (AI/AN) victims of crime;

WHEREAS: The Tribe wishes to routinely assess the overall functioning of its victim services program and make improvements to ensure it is effectively meeting the needs of AI/AN crime victims; and,

WHEREAS: The Tribe wishes to develop a plan to coordinate existing tribal and state/local programs, communicate what services exist and collaborative across said programs to ensure AI/AN crime victims are able to quickly and easily access services.

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

THEREFORE, BE IT RESOLVED that Stephanie Geery-Zink is authorized to execute and file with its applications the annual certifications and assurances and other documents the DOJ and/or OVC requires before awarding a federal assistance grant or cooperative agreement.

THEREFORE, BE IT RESOLVED that Stephanie Geery-Zink is authorized to execute grant and cooperative agreements with the DOJ and OVC 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 6th day of June 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: 5/26/2023

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: 6/6/2023

Subject: U.S. Department of Health and Human Services Tribal Court Improvement Program grant funding

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

Motion to approve applying for the U.S. Department of Health and Human Services Tribal Court Improvement Program grant funding for 2023-2024.

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 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 Health and Human Services (DHHS) Tribal Court Improvement Program (TCIP) funds Federally recognized tribes to improve collaboration between the Social Services Department and the Ponca Tribal Court and a smooth transition of Indian Child Welfare cases from state court to the tribal court system, and thereby improved outcomes for Ponca children and families; and

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

THEREFORE, BE IT RESOLVED that Stephanie Geery-Zink is authorized to execute and file with its applications the annual certifications and assurances and other documents DHHS requires before awarding a federal assistance grant or cooperative agreement.

THEREFORE, BE IT RESOLVED that Stephanie Geery-Zink is authorized to execute grant and cooperative agreements with DHHS 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 6th day of June 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: May 31, 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: June 6, 2023

Regular Session Executive Session

Subject: Tribal-State Partnership Grant Opportunity with Nebraska Tribes and Nebraska Department of Health and Human Services

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

Motion to approve and sign the Letter of Commitment and MOU to submit with the grant proposal.

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

Submitted By: Stephanie Pospisil

APPROVED Penny-M. Jingle
Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? Stephanie Pospisil, Social Services Director

**Brad Jolly reviewing documents, application due 6/13/2023

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 5/31/2023

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: 6/6/2023

Subject: Revise and/or eliminate directed health measures for COVID-19

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

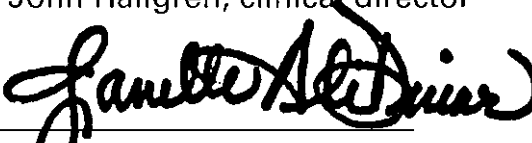
Revise and/or eliminate directed health measures for COVID-19 pandemic, including COVID-19 vaccine mandate. Motion to approve one of the presented options for revision or elimination. This would also end the COVID-19 response group as well as unscheduled testing-on-demand.

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

Attached recommendations for revision.

Submitted By: John Hallgren, clinical director

APPROVED


 Executive Management

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: _05/30/2023

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: _06/06/2023Regular Session Executive Session Subject: GMP Update – Woodstone –Fee Land

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

Motion #1 to approve re-allocating ARP funds allocated to Carter Lake flood project to the fee land casino project. The Carter Lake flood project is delayed due to Omaha rejecting the proposal to cross the levy. Resolution required if approved.

Motion #2 approve the Woodstone GMP addendum for the Casino fee land project that is under the Tribal Transportation program and request to obtain signature authorizing the execution of the agreement.

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

Submitted By: Courtney Chavez

APPROVED


Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? Courtney Chavez, Greg Gunderson, Eli Carpenter (Connect Advisors) _____

Revised 1/24/23