

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

NOVEMBER 21, 2023
4:00 PM
LOCAL OFFICE SITES/LIFESIZE

- I. CALL TO ORDER
 - a. Invocation
 - b. Roll Call
- II. APPROVAL OF AGENDA
- III. CONSENT CALENDAR
 - a. November 14, 2023 Minutes (p.2-3)
 - b. Streamlink Software INC RFP for Amplifund Software Renewal (p.4-20)
 - c. Bland & Associates Professional Services Agreement Renewal (p.21-38)
 - d. Helm Service RFP for Installation of Reznor Heater (Ralston) (p.39-42 w/other bids to be e-mailed separate)
 - e. BEMAR Award Letter – RESOLUTION (p.43-54)
 - f. Updated Scope of Work for BIA Johnson O’Malley Program (p.55-57)
 - g. 19 & Older Non HOH Gift Cards (to be e-mailed separate)
 - h. Ratifications (to be e-mailed separate)
- IV. JONATHAN ROBINSON, HUMAN RESOURCES DIRECTOR
 - a. Northern Ponca Buffalo Program Apprentice Job Description (p.58-61)
- V. PATRICK JENNINGS, CEO TRIBAL AFFAIRS
 - a. Tribal Transportation Funding Reallocation – RESOLUTION (Courtney Chavez, DDTA/William Yunker, Facility Director) (p.62-78)
 - b. Quarterly Report July to September 2023 (p.79-87)
- VI. PENNY LINGLE, INTERIM CEO PONCA HEALTH SERVICES
 - a. Parents As Teachers Affiliate Agreement (p.88-129)
- VII. NEW BUSINESS
 - a. Tribal Member Insurance Plan (Chairwoman Schmidt)
 - b. PRC Expanded Service Area (Chairwoman Schmidt)
- VIII. OTHER BUSINESS
- IX. EXECUTIVE SESSION
 - a. Employee #1846 Annual Evaluation (p.130-141)
- X. ADJOURN

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 11 / 7 / 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: 11 / 14 / 2023

Subject: Approval of software payment

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

Move to approve the payment for AmpliFund software expense of \$21,400 for tracking of tribal grants.

The contract has previously been reviewed and approved by Attorney Brad Jolly

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 Geery-Zink, Grants Director

APPROVED 
Executive Management

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 11 / 08 / 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: 11 / 14 / 23 Regular Session Executive Session Subject: FQHC Medicare Cost Report

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

Motion to request approval for Bland & Associates to complete the 2023 FQHC Low-Utilization Medicare Cost Report in the amount of \$6,000. Bland has completed this report for the Ponca Tribe since becoming a FQHC facility.

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

Submitted By: Penny Lingle

APPROVED Phungu
Executive Management

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

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 11 / 08 / 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: 11 / 14 / 23 Regular Session Executive Session Subject: Helm Service – Installation Reznor Heater (Ralston)

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

Motion to request approval for Helm Service to install a Reznor gas fired unit heater in the garage of the Ralston Executive Building.

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

Submitted By: Penny Lingle

APPROVED P Lingle
Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? Penny Lingle, Jim Wright

Revised 1/24/23

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 11/2/2023

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: 11/14/2023

Regular Session Executive Session

Subject: **Tribal Resolution Request Supporting Generator Replacement**

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

Motion request for Tribal Council support and approval with replacing the old generator at our tribal clinic located at 2602 J Street Omaha, NE. The tribe was awarded \$110,949.00 to replace the existing generator with a new one. The BEMAR (Backlog of Essential Maintenance, Alteration and Repair) award letter is attached noting the amount of \$110,949.00 for this project.

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

Submitted By: Candy Schott

APPROVED Perry M. Hingle
Executive Management

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

Revised 1/24/23

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: It is in the best interest of the Ponca Tribe of NE Health Services division to accept the BEMAR (Backlog of Essential Maintenance, Alteration and Repair) funding; and

WHEREAS: The Project will provide \$110,949 from IHS (Indian Health Services) FY20 BEMAR for Stand-by Generator improvements at the Fred Leroy Health and Wellness Center; and

WHEREAS: There are no match requirements for the contract, and

WHEREAS: The Tribal Council authorizes the Contract terms outlined by the Department of Health and Human Services;

THEREFORE, BE IT RESOLVED THAT THE PONCA TRIBE OF NEBRASKA'S TRIBAL COUNCIL endorses and supports the contract terms and Tribal use of the allotted BEMAR funds for the purposes outlined in the contract.

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 21st day of November 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: 11/15/2023

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: 11/21/2023_

Regular Session Executive Session Subject: Updated SOW for BIA – JOM Program

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

Motion to approve updated Scope of Work for Johnson O'Malley program per request from BIA.

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

Submitted By: Pat Eichberger

APPROVED _____
Executive Management

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

Revised 1/24/23

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 11/15/2023

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: 11/21/2023

Regular Session Executive Session

Subject: Northern Ponca Buffalo Program Apprentice JD (NEW)

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

- **Motion to approve the Northern Ponca Buffalo Program Apprentice JD (NEW)**

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

Submitted By: Jonathan Robinson

APPROVED


Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? Jonathan Robinson, Courtney Chavez

Revised 1/24/23

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: **11-15-23**

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: X Tribal Council
 _____ Executive Committee

Meeting Date: **11-21-23**Subject: **Tribal Transportation Funding Reallocation – Resolution**

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

Motion to approve a resolution, reallocating funds within the transportation's Long Range Transportation Plan (LRTP) for priority projects.

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

Submitted By: **William E. Yunker, Sr., Facility 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 Ponca Tribe of Nebraska Transportation Department seeks to reallocate budget funds for projects within the LRTP (Long Range Transportation Plan) as outlined in the TTIP (Tribal Transportation Improvement Plan) to align our priority projects in a timely manner with funds that are available through the RFA (Referenced Funding Agreement); and

WHEREAS: The Ponca Tribe of Nebraska, being a Program Agreement Tribe, has the authority to reallocate funds within the RFA for purposes of Transportation or Transit operation needs.

THEREFORE, BE IT RESOLVED that the Ponca Tribe of Nebraska is hereby authorizing reallocation of funds based off the CSTIP, attached.

CERTIFICATION

THIS IS TO CERTIFY AND AFFIRM that the above and foregoing Resolution was duly authorized and passed by the Ponca Tribe of Nebraska Tribal Council on the ____ day of November 2023 at a duly called meeting held via Lifesize 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: _11_ / _15_ / _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: _11_ / _21_ / _23_

Regular Session Executive Session

Subject: ___Parent As Teachers Affiliate Agreement_____

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

Requesting signature on the Parents As Teachers (PAT) Affiliate agreement as required thru the implementation of the MIECHV (Maternal, Infant & Early Childhood Home Visitation) grant.

The cost of the PAT curriculum was approved in the original MIECHV grant. No monies changes hands with signature of the Affiliation Agreement. It is simply a formality to sign stating that we agree to use the curriculum as intended.

Parents as Teachers (PAT) will serve as the home visiting model/curriculum for the MIECHV project promoting optimal early development, learning and health of children by supporting and engaging their parents and caregivers. The PAT model provides rigorous training, a robust curriculum and ongoing implementation support, guiding the home visiting professionals who work with families.

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

Submitted By: ___Penny Lingle_____

APPROVED Penny M. Lingle
Executive Management

Who will be present at the TC Mtg. in regards to this Agenda Item? _Penny Lingle, Rhiannon Pitzl_____

Revised 1/24/23