

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

JANUARY 20, 2018
10:00 AM
TRIBAL HEADQUARTERS
2523 WOODBINE STREET
NIOBRARA, NEBRASKA

- I. CALL TO ORDER
 - a. Invocation
 - b. Roll Call
- II. APPROVAL OF AGENDA
- III. APPROVAL OF MINUTES
 - a. January 8, 2018
 - b. January 11, 2018
- IV. RATIFICATION OF ACTIONS
- V. LAW & ORDER CODE REVISED
 - a. Title XVI – Liquor Control – Second Reading/Approval - RESOLUTION
- VI. CHAIRMAN’S REPORT
- VII. EXECUTIVE TEAM REPORT (Tom Wright, EDTA)
- VIII. JACOB OLSUFKA, DIRECTOR OF FINANCE
 - a. Schedule of Expenditures Report as of 12/31/17
 - b. Indirect Cost Report as of 12/31/17
 - c. General Fund Report as of 12/31/17
 - d. Committee Report as of 12/31/17
 - e. Tribal Council Budget Summary Report as of 1/11/18
 - f. Miscellaneous Report for December 2017
 - g. Executive Session
 - i. Procurement Officer Description Updated - MOTION
 - ii. Financial Grants/Contract Specialist Job Description Updated – MOTION
 - iii. Deputy Finance Director Job Description – MOTION
- IX. WILLIAM YUNKER, FACILITY DIRECTOR
 - a. Sioux City – Camera Installation – MOTION
 - b. Sioux City Building Purchase Agreement - MOTION
- X. HILARY FARLEY, IT MANAGER
 - a. Lifesize Recording RFP (Revised) – MOTION
- XI. STEPHANIE SLOBOTSKI, TRANSPORTATION PLANNER
 - a. Tribal Transportation Improvement Program – RESOLUTION
 - b. Long Range Transportation Plan - RESOLUTION
- XII. STEPHANIE POSPISIL, DIRECTOR OF SOCIAL SERVICES
 - a. Approval of Year 5 Memorandum of Agreement for Diligent Recruitment Grant – MOTION
 - b. ICWA Update
- XIII. ELISE EMANUEL, GRANT MANAGER
 - a. OVW Rural Sexual Assault, Domestic Violence, Dating Violence & Stalking Program Grant – RESOLUTION
 - b. Grant Manager Job Description Revised - MOTION
- XIV. JONATHAN ROBINSON, HUMAN RESOURCE DIRECTOR
 - a. HR Monthly Report
- XV. LARRY VOEGELE, CHIEF EXECUTIVE OFFICER
 - a. Norfolk Communicable Disease Coordination Contract – MOTION
 - b. Norfolk Closed Point of Distribution (POD) Contract – MOTION
 - c. Norfolk Strategic National Stockpile HUB Contract – MOTION
 - d. RFP – Health Vehicle Trade-In/Replacement – MOTION
 - e. ServicePoint Agreement for Minority Health Initiative Project – MOTION
- XVI. NEW BUSINESS
 - a. Request Regarding Sydney Loofe – MOTION (Councilwoman Bossard)
 - b. Add MLK Day to Employee Holidays – MOTION (Councilman Wendzillo)
 - c. Shannon Trail Promoters Request – MOTION (Councilman Wendzillo)
 - d. Committee Appointments - MOTION
- XVII. OTHER BUSINESS
- XVIII. ADJOURN

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 18-_____

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 Tribal Council has reviewed the proposed amendment to the Ponca Tribe of Nebraska Law & Order Code to include Title XVI – Liquor Control; and

WHEREAS: The proposed amendment to the Law & Order Code to add Title XVI – Liquor Control was placed on the December 17, 2017 Tribal Council Agenda to allow comments from the public and on January 8 and January 20, 2018 for first and second readings respectively. A notice of intent to amend the Law & Order Code to add Title XVI – Liquor Control was mailed to all heads of household at least 14 days prior to any final action satisfying the requirements for the adoption, amendment, or abolishment of Ordinances.

THEREFORE BE IT RESOLVED that the Ponca Tribal Council approves the amendment to the Ponca Tribe of Nebraska Law & Order Code to add Title XVI – Liquor Control.

BE IT FURTHER RESOLVED that these amendments shall take effect immediately.

CERTIFICATION

THIS IS TO CERTIFY AND AFFIRM that the above and foregoing amended resolution was duly authorized and passed by the Tribal Council of the Ponca Tribe of Nebraska at a duly called meeting held in Niobrara, Nebraska on the ____ day of January, 2018 by a vote of _____ Ayes; _____ Nays; _____ Abstained; _____ Absent. Chairperson _____ voting _____ not voting. A Quorum of _____ was present.

ATTEST

Larry Wright, Jr., Chairman
Ponca Tribe of Nebraska

Candace Bossard, Secretary
Ponca Tribe of Nebraska

AGENDA ITEM REQUEST

DATE SUBMITTED: 1/15/2018

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: 1/20/18

Subject: Update Finance Department Positions
: Executive Session Requested

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

- Motion to approve: Procurement Officer, Financial Grant-Contract Specialist, Deputy Finance Director

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

Submitted By: Jacob Olsufka

APPROVED

Jacob Olsufka

Director of Finance

Digitally signed by Jacob Olsufka
DN: cn=Jacob Olsufka, o=Ponca Tribe of
Nebraska, ou=DOF,
email=jolsufka@poncatrbe-ne.org, c=US
Date: 2018.01.15 12:54:37 -06'00'

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 1-10-18

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: 1/20/18

Subject: Sioux City Property Items

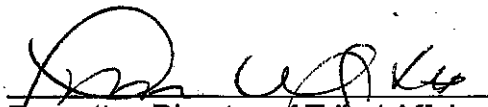
ACTION REQUEST: (Please describe request in the form of a motion)

- 1) Motion to install four (4) overall cameras with the ability to expand to eight (8) using TYCO as our source of equipment and install, also to install access proximity cards at the front entrance and possibly the rear entrance for safety and as a theft deterrent in the Sioux City office site.
- 2) Motion to submit purchase agreement between Clifford Tufty (Seller) and Ponca Tribe of Nebraska (Purchaser) for Sioux City Property 113-125 6th Street Sioux City, IA

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 Director of Tribal Affairs

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 1 / 11 / 18

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 / 20 / 18

Subject: Lifeseize Recording Storage

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

Motion to approve RFP for Lifeseize Recording Unlimited Storage in the
amount of
\$7,079.01

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

Submitted By: Hilary Farley

APPROVED _____
Executive Director of Tribal Affairs

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 01 /03 /18

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: 01/20/18

Subject: Transportation Programming

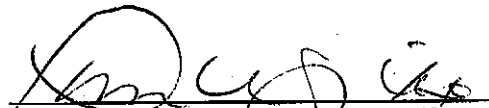
ACTION REQUEST: (Please describe request in the form of a motion)

1. Approval and Resolution for TTIP
2. Approval and Resolution for Amended LRTP

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 Slobotski

APPROVED


Executive Director of Tribal Affairs

**PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL**

RESOLUTION 18-____

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 expenses restrictions upon such powers contained in constitution; and

WHEREAS: Article 1 of the Ponca Tribe of Nebraska's Constitution affirms, "the territorial jurisdiction of the Ponca Tribe of Nebraska under [their] Constitution shall extend to all trust or tribal lands and as described by metes and bounds in the Treaties heretofore ratified by the Congress of the United States of America and shall cover all future additions that are within or without said boundary lines that may be acquired by the Ponca Tribe of Nebraska...regardless if the eligible lands are under the control of the Ponca Tribe of Nebraska at the time of the adoption of [their] Constitution; and

WHEREAS: Following further review of the Ponca Tribe of Nebraska's Tribal Transportation Improvement Program (TTIP), the Ponca Tribal Council has identified the following priorities and hereby authorizes these transportation programs for the 2018 TTIP: Ponca Educational Trail Storm Shelter/Bathhouse, Pave Ponca Educational Trail at agency location in Niobrara, NE, Carter Lake City Street Improvements; Carter Lake Parking Facility, Ponca Educational Trail Phase II, Ponca Transit Operations, Crofton Property Improvements, Michigan Street Drainage/Parking, Transportation Planning, Road Maintenance, Norfolk Gym Drive, Norfolk Eight-Plex Drive, Norfolk Walking Path, Safety Plan Projects, Sioux City Parking lot improvements, Sioux City transit office with transit training room remodel, Lincoln Parking/Transit Facility, Omaha Parking/Transit Facility at newly identified Clinic location.

THEREFORE, LET IT BE FURTHER RESOLVED, The Ponca Tribe of Nebraska Tribal Council approves this update to the Tribal Transportation Program-Tribal Transportation Improvement Program.

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 on the ____ day of January, 2018 at a duly called meeting held in Niobrara, Nebraska by a vote of ____ Ayes; ____ Nays; ____ Abstained; ____ Absent. Chairperson ____ voting ____ not voting. A Quorum of ____ was present.

ATTEST

Larry Wright Jr., Chairman
Ponca Tribe of Nebraska

Candace Bossard, Secretary
Ponca Tribe of Nebraska

**PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL**

RESOLUTION 18-_____

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WHEREAS: Pursuant to the Constitution of the Ponca Tribe of Nebraska, the Ponca Tribal Council shall exercise legislative powers to enact and promulgate resolutions and ordinances subject to all express restrictions upon such powers contained in constitution; and

WHEREAS: Article 1 of the Ponca Tribe of Nebraska's Constitution affirms, "the territorial jurisdiction of the Ponca Tribe of Nebraska under [their] Constitution shall extend to all trust or tribal lands and as described by metes and bounds in the Treaties heretofore ratified by the Congress of the United States of America and shall cover all future additions that are within or without said boundary lines that may be acquired by the Ponca Tribe of Nebraska...regardless if the eligible lands are under the control of the Ponca Tribe of Nebraska at the time of the adoption of [their] Constitution; and

WHEREAS: The Ponca Tribe of Nebraska is granted the authority to implement a Transportation Planning process that incorporates a Long-Range Transportation Plan which is to be updated as transportation conditions and projects change; and

WHEREAS: The Ponca Tribe of Nebraska has identified updates to the National Tribal Transportation Facility Inventory, Existing Conditions, and Future Transportation Improvements of the Ponca Tribe of Nebraska Long-Range Transportation Plan.

THEREFORE, BE IT RESOVED that the Ponca Tribe of Nebraska Tribal Council hereby approves the Long-Range Transportation Plan and its Amendments and approves its submittal to the Bureau of Indian Affairs Department of Transportation Great Plains Regional Office.

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 on the ____ day of January, 2018 at a duly called meeting held in Niobrara, Nebraska by a vote of ____ Ayes; ____ Nays; ____ Abstained; ____ Absent. Chairperson ____ voting ____ not voting. A Quorum of ____ was present.

ATTEST

Larry Wright Jr., Chairman
Ponca Tribe of Nebraska

Candace Bossard, Secretary
Ponca Tribe of Nebraska

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 1/08/2018

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: 1/20/2018

Subject: Approval of Year 5 Memorandum of Agreement for the Diligent Recruitment Grant

ACTION REQUEST: (Please describe request in the form of a motion)
Motion to approve the Year 5 MOA for the Diligent Recruitment Grant which includes capping the IDC rate at 8% per the Winnebago Tribal Resolution.

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

Submitted By: Stephanie Pospisil

APPROVED [Signature]
Executive Director of Tribal Affairs

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 1/10/2018

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: January 20, 2018

Subject: ICWA Update


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

Provide ICWA Update on QEW training, case number update, BIA ICWA money

Will there be support materials for this agenda item? Yes XXNo
(If there are support materials, one copy must be attached)

Submitted By: Stephanie Pospisil

APPROVED


Executive Director of Tribal Affairs

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 01/08/2018

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: 01/20/2018

Subject: OVW Rural Sexual Assault, Domestic Violence, Dating Violence, and Stalking Program Grant

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

Approval for Elise Emanuel to submit a grant application to the Department of Justice Office on Violence Against Women on behalf of The Ponca Tribe of Nebraska.

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

Submitted By: Elise Emanuel
Grant Manager

PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 18-_____

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 Office on Violence Against Women (OVW) is a component of the United States Department of Justice (DOJ). Created in 1995, OVW implements the Violence Against Women Act (VAWA) and subsequent legislation and provides national leadership on issues of sexual assault, domestic violence, dating violence, and stalking;

WHEREAS: The primary purpose of the OVW Rural Sexual Assault, Domestic Violence, Dating Violence, and Stalking Program (Rural Program) is to enhance the safety of rural victims of sexual assault, domestic violence, dating violence, and stalking and support projects uniquely designed to address and prevent these crimes in rural areas.

THEREFORE, BE IT RESOLVED that the Grant Manager, Elise Emanuel, is approved to submit the application and bestowed the authority to sign and accept obligations on behalf of the Ponca Tribe of Nebraska for funding administered by the Department of Justice Office on Violence Against Women.

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 20th day of January, 2018, at a duly called meeting held at Niobrara, Nebraska, by a vote of _____ Ayes; _____ Nays; _____ Abstained; _____ Absent. Chairperson _____ voting _____ not voting. A Quorum of _____ was present.

ATTEST

Larry Wright, Jr., Chairman
Ponca Tribe of Nebraska

Candace Bossard, Secretary
Ponca Tribe of Nebraska

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 1/13/2018

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: 1/20/2018

Subject: Position title change

ACTION REQUEST: (Please describe request in the form of a motion)
Requesting a change in position title from Grant Manager to Director of Grant Management.

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

Submitted By: Elise Emanuel
Grant Manager

AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 1/12/2018

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: 1/20/2018

Subject: ELVPHD Agreements: Comm. Disease Coordination, POD, and HUB

ACTION REQUEST: (Please describe request in the form of a motion)
Motions to approve the following agreements with Elkhorn Logan Valley Public Health Department:

- 1) Norfolk Communicable Disease Coordination Contract
- 2) Norfolk Closed Point of Distribution (POD) Contract
- 3) Norfolk Strategic National Stockpile HUB Contract.

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

Submitted By: Larry Voegele

APPROVED



Chief Executive Officer

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 1/12/2018

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: 1/20/2018

Subject: RFP – HEALTH VEHICLE TRADE-IN/REPLACEMENT

ACTION REQUEST: (Please describe request in the form of a motion)
Motion to approve RFP for trade-in/replacement of an out-of-service health vehicle.

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

Submitted By: Larry Voegele

APPROVED



Chief Executive Officer

AGENDA ITEM REQUEST

(for employees only)

DATE SUBMITTED: 1/12/2018

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: 1/20/2018

Subject: ServicePoint agreement for MHI Grant

ACTION REQUEST: (Please describe request in the form of a motion)
Motion to approve the contract with UNL Center of Children, Families, and the Law for ServicePoint (regional case management cloud data service) for the Ponca Minority Health Initiative project.

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

Submitted By: Larry Voegele

APPROVED


Chief Executive Officer