

PONCA TRIBE OF NEBRASKA  
TRIBAL COUNCIL  
AGENDA

MAY 7, 2018  
10:00 AM  
TRIBAL OFFICE  
5805 S 86<sup>th</sup> CIR.  
OMAHA, NEBRASKA

- I. CALL TO ORDER
  - a. Roll Call
- II. APPROVAL OF AGENDA
- III. APPROVAL OF MINUTES
  - a. April 21, 2018
  - b. April 22, 2018
  - c. May 3, 2018
- IV. RATIFICATION OF ACTIONS
- V. STEPHANIE SLOBOTSKI, TRANSPORTATION PLANNER
  - a. Request to Purchase Van – MOTION
  - b. Title VI Compliance Plan with NDOT - MOTION
- VI. JONATHAN ROBINSON, HUMAN RESOURCE DIRECTOR
  - a. Human Trafficking Job Description – MOTION
  - b. Elders Advocate Job Description – MOTION
- VII. ELISE EMANUEL, DIRECTOR OF GRANTS MANAGEMENT
  - a. Workforce Innovation and Opportunity Act (WIOA) Grant – RESOLUTION
- VIII. RHIANNON CLAUSEN, CHIEF OPERATING OFFICER
  - a. SDPI Grant – Budget Changes and Revised Job Descriptions – MOTION
  - b. Amendment to NAPHA Contract – MOTION
- IX. LARRY VOEGELE, CHIEF EXECUTIVE OFFICER
  - a. 3M Software RFP – MOTION
  - b. IHS Scope Expansion – RESOLUTION
  - c. IHS Scope of Work Revision – MOTION
  - d. Colliers Management/Maintenance Contract – MOTION
- X. MARSHALL PRICHARD, CHAIRMAN – OSNI PONCA BOARD
  - a. Osni Ponca Board of Directors Budget/Operating Agreement – MOTION
  - b. Discussion/Motion – PEDCO as Subsidiary of Osni Ponca LLC
- XI. NEW BUSINESS
  - a. TeamMates Request for Funding – MOTION
  - b. Native American Rights Fund Request – MOTION
  - c. Walthill Little Blujays Preschool Request – MOTION
  - d. Northeast Nebraska RC&D Sponsor Dues – MOTION
  - e. Brad Jolly Legal Billing Statement - MOTION
  - f. Holland and Knight Legal Billing Statement – MOTION
  - g. NPHA Board – Review Applications/Schedule Interviews
- XII. OTHER BUSINESS
- XIII. EXECUTIVE SESSION
  - a. Hilary Farley – Employee Evaluation
- XIV. ADJOURN

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

DATE SUBMITTED: 4/25/18

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: 5/7/18

Subject: Van Purchase for Omaha driver, Approval of Title VI Agreement

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

1. Motion requested to purchase a new van to be paid for out of TTP funding for our Omaha staff.
2. Approval/Motion of Title VI Compliance Plan with NDOT for our rural transit programs.

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 Director of Tribal Affairs

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

DATE SUBMITTED: 04/27/2018

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: 05/07/2018

Subject: Human Trafficking Job Description

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

- Motion to approve the Human Trafficking Job Description .

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

  
EDTA/CEO/DOF/HRD

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

DATE SUBMITTED: 04/27/2018

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: 05/07/2018

Subject: Elders Advocate Job Description

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

- Motion to approve the Elders Advocate Job Description.

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

  
EDTA/CEO/DOF/HRD

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 04/27/2018

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: 05/07/2018

Subject: Resolution for Workforce Innovation and Opportunity Act (WIOA) Grant Application

ACTION REQUEST: (Please describe request in the form of a motion)  
Requesting a motion for approval of Resolution authorizing WIOA Program grant application through the US Department of Labor.

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

Submitted By: Elise Emanuel  
Director of Grant Management

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 purpose of the Workforce Innovation and Opportunity Act (WIOA) Program is to support employment and training activities for Indian, Alaska Native, and Native Hawaiian individuals in order to: (A) develop more fully the academic, occupational, and literacy skills of such individuals; (B) make such individuals more competitive in the workforce and equip them with the entrepreneurial skills necessary for successful self-employment; and (C) promote the economic and social development of Indian, Alaska Native, and Native Hawaiian communities in accordance with the goals and values of such communities; and

WHEREAS: A WIOA Program grant will allow the Ponca Tribe of Nebraska to support employment and training activities for Indians and Native Americans throughout its 15-county Service Delivery Area; and

THEREFORE, BE IT RESOLVED: That Elise Emanuel, Director of Grant Management, is authorized to execute and file an application for federal assistance on behalf of the Ponca Tribe of Nebraska with the Department of Labor for federal assistance authorized by Section 166 of the Workforce Innovation and Opportunity Act.

THEREFORE, BE IT RESOLVED: That Elise Emanuel is authorized to execute and file with its applications the annual certifications and assurances and other documents the Department of Labor requires before awarding a federal assistance grant or cooperative agreement.

THEREFORE, BE IT RESOLVED: That Elise Emanuel is authorized to execute grant and cooperative agreements with the Department of Labor 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 7th day of May, 2018, at a duly called meeting held in Omaha, 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: 04/27/2018

All agenda item requests must be approved by Executive Management and forwarded to the Niobrara Office, Attn: Jan Colwell **five (5) working days before the meeting.**

Meeting of:       √ Tribal Council  
                          Executive Session

Meeting Date: 05/07/2018

Subject: Motion to approve Budget Changes and Job Descriptions

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

Rhiannon Clausen is requesting a motion for Tribal Council to approve the budget changes and revised Job Descriptions for the SDPI grant.

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

Submitted By: Rhiannon Clausen, COO

APPROVED \_\_\_\_\_  
                  Rhiannon Clausen, COO

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 04/27/2018

All agenda item requests must be approved by Executive Management and forwarded to the Niobrara Office, Attn: Jan Colwell **five (5) working days before the meeting.**

Meeting of:       √ Tribal Council  
                          Executive Session

Meeting Date: 05/07/2018

Subject: Motion for Tribal Council to approve the Amendment to the NAPHA Contract 2017/2018.

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

Rhiannon Clausen is requesting approval from Tribal Council to amend the contract for the NAPHA grant, revised to reflect updated public health activities and budget changes.

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

Submitted By: Rhiannon Clausen, COO

APPROVED \_\_\_\_\_  
                  Rhiannon Clausen, COO



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

DATE SUBMITTED: 04/28/2018

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: 05/07/2018

Subject: 3M Contract

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

Motion to approve the 3M Software for use in the PRC program in the amount of \$26,114.81 for the time period of 3/18/2018 to 3/17/2019.

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

Submitted By: Kathy Rieb, Contract Service Administrator

APPROVED

 Digitally signed by LAWRENCE A  
VOEGELE  
Date: 2018.04.28 14:11:11 -05'00'

CEO Ponca Health Services

**AGENDA ITEM REQUEST**

(for employees only)

DATE SUBMITTED: 04/27/2018

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: 05/07/2018

Subject: IHS SCOPE EXPANSION - RESOLUTION

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

Resolution to approve expansion of ambulatory and pharmacy services to employees and families in Omaha and to employees, families, and surrounding community members in Norfolk – to increase revenue generation opportunities, keep self-insured health plan money within the Tribe, minimize disruption of Tribal services due to employee medical needs, and serve as a recruitment/retention tool – in so far as service to eligible Indians would not be denied or diminished..

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

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;

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 power contained in the constitution;

WHEREAS: In accordance with the provisions of P.L. 93-638, the Ponca Tribe of Nebraska administers a comprehensive health services program through the Ponca Health Services division;

WHEREAS: Health services are provided to eligible Native American/Alaska Indian population in accordance with 42 C.F.R. Part 136;

WHEREAS: The Tribe, in accordance with 25 USC § 1680c and the Indian Self-Determination and Education Assistance Act (25 USC § 450 et seq.), can determine that health services can be provided to individuals who are not otherwise eligible, provided that this would not result in denial or diminution of health services to eligible Indians and that the such individuals would be liable for payment of health services provided by the Tribe;

WHEREAS: Providing services to non-Indian employees and their families at all facilities would allow Tribal self-insured employee health plan dollars to remain within the Tribe, serve as a recruitment/ retention incentive, minimize disruption of Tribal services by employee medical needs, and generate additional revenue to support additional services; and

WHEREAS: Providing services to non-Indian surrounding community members at Ponca Hills Health and Wellness Center would support use of existing and potentially expanded local capacity and increase revenue to support the additional services;

THEREFORE, BE IT RESOLVED that the Tribe has determined that non-Indian employees and their families may be provided ambulatory care and pharmacy services at Fred LeRoy Health and Wellness Center and Ponca Hills Health and Wellness Center, and, in addition, that non-Indians in surrounding communities may be provided ambulatory and pharmacy services at Ponca Hills Health and Wellness Center.

Resolution 18-\_\_\_\_\_  
Page Two

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 May, 2018 at a duly called meeting held in Omaha, 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: 04/27/2018

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Meeting of:  Tribal Council  
 Executive Committee

Meeting Date: 05/07/2018

Subject: IHS Scope of Work Revision - Motion

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

Motion to approve revised IHS scope of work to update/streamline content, align with JVCP, and to include expanded service population.

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