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 ___X___ 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? ___X___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 __X___ 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? __X___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: _06/06/2023

Regular Session ___x___ 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? ___x___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: 6/6/23  

Regular 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 Haysah  

APPROVED  

Executive Management  

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

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: _X__ Tribal Council
_____ Executive Committee

Meeting Date: 6/6/2023

Subject: _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? _X__ 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 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  Susan Baker, Secretary
Ponca Tribe of Nebraska  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: X Tribal Council

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? X Yes No
(If there are support materials, one copy must be attached)

Submitted By: ________________________________
Stephanie Geely 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                Susan Baker, Secretary
Ponca Tribe of Nebraska                    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 ___XX___  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? ___XX___Yes  ____No
(If there are support materials, one copy must be attached)

Submitted By: Stephanie Pospisil

APPROVED: Penny Lingle
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: ___X___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? ___X___Yes  ____No

Attached recommendations for revision.

Submitted By: John Hallgren, clinical director

APPROVED

[Signature]

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: _06/06/2023

Regular Session ___x___ 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? ___x___ 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