

PONCA TRIBE OF NEBRASKA  
TRIBAL COUNCIL  
AGENDA

MARCH 24, 2018

10:00 AM

TRIBAL OFFICE

1701 E STREET

LINCOLN, NEBRASKA

- I. CALL TO ORDER
  - a. Invocation/Roll Call
- II. APPROVAL OF AGENDA
- III. APPROVAL OF MINUTES
  - a. March 11, 2018
  - b. March 15, 2018
- IV. RATIFICATION OF ACTIONS
- V. CHAIRMAN'S UPDATE
- VI. RUTHANNE GALLUP, TRIBAL COURT ADMINISTRATOR
  - a. Renovate Administration Conference Room to Court Staff - MOTION
- VII. ELISE EMANUEL, DIRECTOR OF GRANTS MANAGEMENT
  - a. IMLS Library Grant – RESOLUTION
  - b. EPA Tribal Response Program Grant Application – RESOLUTION
  - c. Tribal Court Improvement Program Grant Application – RESOLUTION
- VIII. DAVID DOMINA – OPIATE LITIGATION – DISCUSSION/MOTION (11 AM)
- IX. WILLIAM YUNKER, DIRECTOR OF FACILITIES & RISK MANAGEMENT
  - a. Ponca Burial Insurance Update
- X. JACOB OLSUFKA, DIRECTOR OF FINANCE
  - a. Schedule of Expenditures Report as of 2/28/18
  - b. Indirect Cost Report as of 2/28/18
  - c. General Fund Report as of 2/28/18
  - d. Committee Report as of 2/28/18
  - e. Tribal Council Budget Summary Report as of 2/28/18
  - f. Miscellaneous Report for February 2018
  - g. Ponca Gaming Enterprise Budget Request – MOTION (Gary Stoltenberg, PGE)
  - h. Ponca Gaming Commission Budget Revised – MOTION
  - i. Tribal Council Temporary Salary Increases – DISCUSSION/MOTION (Vice Chairwoman White)
- XI. JONATHAN ROBINSON, HR DIRECTOR
  - a. BlueLink TPA Service Agreement – MOTION
  - b. BlueLink Performance Guarantee Agreement – MOTION
  - c. BlueLink/Gallagher Data Disclosure Agreement – MOTION
  - d. Tribal Administrator Position – DISCUSSION/MOTION
  - e. HR Department Monthly Report
- XII. NEW BUSINESS
  - a. Committee Appointments
- XIII. OTHER BUSINESS
- XIV. EXECUTIVE SESSION
  - a. Promotion/Transfer Request – MOTION (Jonathan Robinson)
  - b. Larry Voegele Annual Evaluation
  - c. Hilary Farley 60 day Evaluation
- XV. ADJOURN

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

DATE SUBMITTED: 02 / 23 /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: 03/24/2018

Subject: Renovate Administration Conference Room to Court Staff

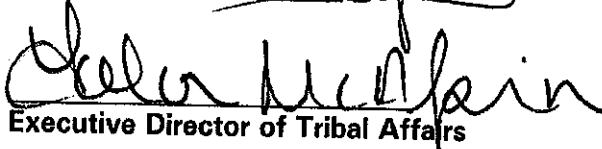
ACTION REQUEST: (Please describe request in the form of a motion)  
I am requesting Tribal Council Approval to Renovate the Administration Conference Room to a separate Court entrance.

Will there be support materials for this agenda item?  X  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: 03/16/2018

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: 03/24/2018

Subject: Resolution for IMLS Library Grant

**ACTION REQUEST:** (Please describe request in the form of a motion)  
Request for an approved Resolution for Director of Grants Management, Elise Emanuel to submit an application for funding to the Institute of Museum and Library Services for a Native American Basic Services Library 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:   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 Ponca Tribe has identified the Institute of Museum and Library Services grant opportunity for Native American Basic Library Services Grant to assist in the tribe's efforts to maintain a library of educational materials.

THEREFORE, BE IT RESOLVED that the Director of Grants Management, Elise Emanuel, is approved to submit the application for funding administered by the Institute of Museum and Library Services, 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 Tribe of Nebraska Tribal Council on the 24<sup>th</sup> day of March, 2018, at a duly called meeting held at Lincoln, 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: 03/16/2018

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: 03/24/2018

Subject: Resolution for EPA Tribal Response Program grant application

ACTION REQUEST: (Please describe request in the form of a motion)  
Approval for Elise Emanuel, Director of Grant Management, to submit an application for funding to the Environmental Protection Department for a Tribal Response Program 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: 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 primary goal of U.S. Environmental Protection Agency's Tribal Response Program (also known as CERCLA 128(a)) funding is to ensure that state and tribal response programs include, or are taking reasonable steps to include, certain elements of an environmental response program and that the program establishes and maintains a public record of sites addressed; and

WHEREAS: The Ponca Tribe of Nebraska's Tribal Response Program oversees assessment and cleanup activities at brownfield sites across the service delivery area.

THEREFORE, BE IT RESOLVED that the Director of Grants Management, Elise Emanuel, is approved to submit the application for funding administered by the Environmental Protection Agency 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 Tribe of Nebraska Tribal Council on the 24<sup>th</sup> day of March, 2018, at a duly called meeting held at Lincoln, 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: 03/16/2018

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: 03/24/2018

Subject: Tribal Court Improvement Program grant application

ACTION REQUEST: (Please describe request in the form of a motion)  
Approval for Elise Emanuel, Director of Grant Management, to submit an application for funding to the Administration for Children and Families Children's Bureau for the Tribal Court Improvement Program 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: 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 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 goals and objectives of the Tribal Court Improvement Program are to 1) conduct assessments of how tribal courts handle child welfare proceedings; 2) implement changes to address the results of child welfare assessments; 3: ensure that the safety, permanency, and well-being needs of children are met in a timely and complete manner; and 4) continuously improve the quality of court hearings and legal representation, including engagement of parties, through training and efforts to increase substantive and procedural justice.

THEREFORE, BE IT RESOLVED that the Director of Grants Management, Elise Emanuel, is approved to submit the application for funding administered by the Administration for Administration for Children and Families' Children's Bureau 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 Tribe of Nebraska Tribal Council on the 24<sup>th</sup> day of March, 2018, at a duly called meeting held at Lincoln, 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**

DATE SUBMITTED:

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: 03/25/2018

Subject: Ponca Burial Insurance

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

Update

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

Submitted By: Bill Yunker

APPROVED

  
Deputy Director of Tribal Affairs

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

DATE SUBMITTED: 03/16/2018

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: 03/24-25/2018

Subject: BlueLink TPA Service Agreement

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

- Motion to approve the BlueLink TPA Service Agreement

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: 03/16/2018

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: 03/24-25/2018

Subject: BlueLink Performance Guarantee Agreement

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

- Motion to approve the BlueLink Performance Guarantee Agreement

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: 03/16/2018

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: 03/24-25/2018

Subject: BlueLink/Gallagher Data Disclosure Agreement

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

- Motion to approve the BlueLink/Gallagher Data Disclosure Agreement

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: 03/16/2018

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: 03/24-25/2018

Subject: Tribal Administrator Position

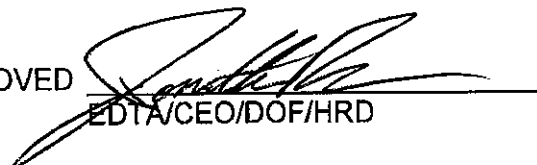
ACTION REQUEST: (Please describe request in the form of a motion)

- Discussion/Motion regarding the Tribal Administrator position

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

  
EDT/CEO/DOF/HRD