PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL
AGENDA

NOVEMBER 29, 2022
9:00 AM
5805 SO. 86TH CIR
RALSTON, NEBRASKA

I. CALL TO ORDER
   a. Invocation
   b. Roll Call

II. APPROVAL OF AGENDA

III. CONSENT CALENDAR – MOTION
   a. November 22, 2022 Minutes
   b. RFP Flenniken Electric
   c. Delegate for National Tribal operations Council (NTOC) – RESOLUTION
   d. Delegate for Regional Tribal Operations Council (RTOC) – RESOLUTION
   e. Ratifications

IV. VICE CHAIRWOMAN’S REPORT

V. TRENT LARSON, INTERIM EXECUTIVE DIRECTOR – PEDCO
   a. Fiscal Year 2022 End of Year Report

VI. RICKY WRIGHT, DIRECTOR OF CULTURAL AFFAIRS
   a. RFQ for Ponca Cultural Center - MOTION

VII. RUTHANNE GALLUP, LAW & ORDER COMMITTEE REP/ATTORNEY BRAD JOLLY
    a. Adding a Chapter on Arbitration to Title VI of Ponca Code – DISCUSSION

VIII. GREG GUNDERSON, CHIEF FINANCE OFFICER
    a. Investment Strategy Update

IX. SHANNON ROWEN, HUMAN RESOURCE DIRECTOR
    a. Tribal Transportation Engineer Job Description Revised - MOTION
    b. Lead Patient Benefits Coordinator #346.1 O Job Description – MOTION

X. OTHER BUSINESS

XI. EXECUTIVE SESSION
    a. Promotion & Wage Adjustment Employee #1710 – MOTION (Shannon Rowen)
    b. GSA/PTN Vehicle Policy Deviation Request – MOTION (Shannon Rowen)
    c. Confidential Matter (Trent Larson)

XII. ADJOURN
AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 10/12/22

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: ___/___/___

Subject:

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

Motion to approve.

Contract for Roof Repair to Flenniken Electric in the amount of $18,725.00 from the 914 Niobrara Land Project fund

Will there be support materials for this agenda item? xx Yes _____ No

(If there are support materials, one copy must be attached)

Submitted By: Jim Wright

APPROVED

Executive Management
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: X Tribal Council

Executive Committee

Meeting Date: November 29th, 2022

Subject: Misha Mazurkewycz as the Secretary for the Regional Tribal Operations Council (RTOC) for Region 7.

ACTION REQUEST: Move to approve, support, and endorse the nomination of Misha Mazurkewycz as the RTOC Secretary for Region 7.

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

Submitted By: Misha Mazurkewycz

APPROVED
Executive Director of Tribal Affairs
PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 22-____

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 the desire of the Tribe to approve the nomination of Misha Mazurkewycz, Environmental Manager, of the Ponca Tribe of Nebraska to serve as the Region 7 Regional Tribal Operations Council (RTOC) Secretary and recognize the value of the Ponca Tribe participating in the RTOC.

THEREFORE, BE IT RESOLVED that the Ponca Tribe of Nebraska Tribal Council does hereby approves, supports, and endorses the nomination of Misha Mazurkewycz, Environmental Manager, Ponca Tribe of Nebraska to serve as the RTOC Secretary.

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 29th day of November 2022, at a duly called meeting held in Ralston, Nebraska by a vote of ____ Ayes; ____ Nays; ____ Abstained; ____ Absent. Chairperson ____ voting ____ not voting. A Quorum of ____ was present.

ATTEST

Rebecca Sullivan, Vice Chairwoman
Ponca Tribe of Nebraska

Kyle Taylor, 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: X Tribal Council

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Meeting Date: November 29th, 2022

Subject: Misha Mazurkewycz as the Delegate for the National Tribal Operations Council (NTOC) for Region 7.

ACTION REQUEST: Move to approve, support, and endorse the nomination of Misha Mazurkewycz as the NTOC Delegate for Region 7.

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

Submitted By: Misha Mazurkewycz

APPROVED

[Signature]
Executive Director of Tribal Affairs
PONCA TRIBE OF NEBRASKA
TRIBAL COUNCIL

RESOLUTION 22-----

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 the desire of the Tribe to approve the nomination of Misha Mazurkewycz, Environmental Manager, of the Ponca Tribe of Nebraska to serve as the Region 7 National Tribal Operations Council (NTOC) delegate and recognize the value of the Ponca Tribe participating in the NTOC.

THEREFORE, BE IT RESOLVED that the Ponca Tribe of Nebraska Tribal Council does hereby approves, supports, and endorses the nomination of Misha Mazurkewycz, Environmental Manager, Ponca Tribe of Nebraska to serve as the NTOC delegate.

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 29th day of November 2022, at a duly called meeting held in Ralston, Nebraska by a vote of _____Ayes; _____Nays; _____Abstained; _____Absent. Chairperson _____voting _____not voting. A Quorum of _____ was present.

ATTEST

Rebecca Sullivan, Vice Chairwoman
Ponca Tribe of Nebraska

Kyle Taylor, Secretary
Ponca Tribe of Nebraska
AGENDA ITEM REQUEST  
(For employees only)

DATE SUBMITTED: 11/15/22

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: 11/29/22

Subject: RFQ for Ponca Cultural Center

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

Motion to approve the RFQ to move forward with securing an A & E firm for the designing of the Ponca Cultural Center.

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 Management
AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 11/18/2022

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: __/__/__

Subject: Adding a Chapter on Arbitration to Title VI of Ponca Code

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

Requesting Council to make a decision on whether or not the Code Revision (Law & Order) Committee should work with Attorney Jolly to add a chapter to Title VI regarding Arbitration. Requesting a Motion and that Attorney Jolly be available to answer questions and give legal advice.

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

Submitted By: [Signature]

APPROVED ___________________________________________
Executive Management
AGENDA ITEM REQUEST
(for employees only)

DATE SUBMITTED: 11/22/22

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: 11/29/22

Subject: ___Investment Strategy Update

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

___No action required.

Management has implemented the approved investment strategy, which will yield an approximate $461K in additional spending capacity for the Tribe. This same strategy, if interest rates were to remain at the same level, would see that spending capacity increase to $565K in FY 24. By utilizing money market and a series of US treasuries we retain access to the funds within a very low risk structure.

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 Management
AGENDA ITEM REQUEST
(For employees only)

DATE SUBMITTED: 11.22.22

Meeting of: X Tribal Council
            Executive Session

Meeting Date: 11.29.22

Subject: Title Change
         Position 543 Open Tribal Transportation Engineer

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

Motion #1

Tribal Affairs is requesting approval of the title change from Tribal Transportation Engineer to Tribal Transportation Director. Per discussion with staff, using the title “Engineer” within the job description is not allowed.

Additional Paperwork: Job Description

Submitted By: Shannon Rowen, Human Resources Director
              William Yunker, TTE
              Janelle Ali-Dinar, CEO PHS and interim CEO Tribal Affairs

APPROVED __________________________
Shannon Rowen, Human Resources Director
AGENDA ITEM REQUEST  
(For employees only)

DATE SUBMITTED:  11.22.22

Meeting of:  X Tribal Council  
             Executive Session

Meeting Date:  11.29.22

Subject:  AIR Job Description Approval 346.1 O Lead Patient Benefits Coordinator (New position), Promotion and Wage Adjustment employee #1710

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

Motion #1
Ponca Health Services, Business Services is requesting approval of position 346.1 O Lead Patient Benefits Coordinator. This position will report to the Director of Business Services and will be located in Omaha (Ralston Executive Building). This position is needed to support the growing work and to provide leadership to benefit coordinator staff and support to the Director of Business Services.


Submitted By:  Shannon Rowen, Human Resources Director  
               Becky Crase, Director of Business Services  
               Janelle Ali-Dinar, CEO PHS and interim CEO Tribal Affairs

APPROVED  
Shannon Rowen, Human Resources Director