



Mandan, Hidatsa, & Arikara Nation
*Three Affiliated Tribes * Fort Berthold Indian Reservation*
404 Frontage Road * New Town, North Dakota 58763-9402

JUDICIAL/ALCOHOL & DRUG COMMITTEE

Meeting 03-03

JUNE 9, 2003

01. Call To Order:

Chairman Packineau calls the meeting to order at 1:15 p.m.

02. Roll Call:

Councilman Packineau, Councilman Wolf, and Councilman Gillette quorum present.
At 1:54 p.m. Councilman Wells arrives.

03. Approval of Minutes:

Review of May 7, 2003 minutes, Councilman Gillette asked the Chairman if Item 10 was cleared up, Yes it was. Councilman Gillette moved to approve the minutes and seconded by Councilman Wolf.

VOTE: 3 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion Carried.

04. Circle of Life/Parshall Detox Resource Center:

Belinda Fox submitted a letter of \$50,000 for enhancement of funds from the North Dakota Department of Health and Human Services. These funds will be used for Licenses Addiction Counselor salary and remaining to be used for transporting clients from Parshall Resources Center to Circle of Life. Councilman Wells made motion to used the enhancement monies for LAC and seconded by Councilman Gillette.

VOTE: 3 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Title 19 Funds: Belinda reported that in order to receive payment for Medicaid on Title 19, we need a doctor to sign off for us. Councilman Wells moved to signed the Affiliation Agreement for the doctor to sign off for staff, motion seconded by Councilman Gillette.

VOTE: 3 Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

Parshall Resource Center: Karmen Taft would like to get resolution passed for Adult/Juvenile for \$20.00 assessment for Alcohol/Drug related offenses. Councilman Packineau asked Karmen to write up a proposal and bring it in to the next meeting. Karmen is to get with El Marie Conklin and Millie Berryhill to do this if it is feasible enough.

05. Parshall Women with Children: No staff

06. Sonny Black Feather: Not present

07. Tribal Court Update:

Maggie Young Bear has two items that needs to be approved one is a list of attorneys needs approval to practice law in Tribal Court. Councilman Gillette stated that all the lawyers that practice in Tribal Court should have a license to practice and to be written within their written agreement when hired. The following eighteen (18) attorneys are: Michael T. Andrews, Vance Gillette, John Olson, Alison Butler Daniels, David Heisterkamp, Jeff Nering, Gary R. Wolberg, Allen J. Flaten, William Worthington, Joe Halloran, Mark A. Anderson, Shawn R. Frank, Mark Larson, Corea & Adams, LLP Scott K. Porsborg, Steven A. Kelly, Collin Dobrovolny and Irvin B. Nodland. Councilman Wells, moved to approve the list of attorneys/advocates to practice law in Tribal Court in the year 2003, and second by Councilman Gillette.

VOTE: 3 – Ayes, 0-Nayes, 0-Abstentions, 0-Not Voting. Motion passed.

Discussion: Councilman Gillette asked for an approved list of attorneys that are licensed, Maggie stated that there are a total of (32) thirty-two attorneys. Councilman Packineau requested that a list of approved attorneys be given to the councilmen.

Cost & Fines Budget: On financial report reports there is a remaining balance of \$15,597.09 and the court collects from Cost & Fines is \$72,831.82 this is deposit into accounts. Maggie did not have a print out detail of all the expenditures at this time. Maggie ordered a video arraignment camera for surveillance, and with four bids on this, went with Clair Fox was the lowest bidder of \$10,000 and he will start on this next week.

Jury Trials: It cost the court \$4,000.00 to pay mileage, per-diem and \$25.00 for each juror serving on the panel.

Probation Officers Certified: To get officers certified on Alcohol Breath & Drug Screening with LBE & Associates from Fort Totten will cost \$750.00 to train five individuals.

08. Juvenile Officer Update:

Jimmy Johnson submits the Juvenile Report on outstanding bills to correctional centers. The only correctional center that is working with us is Dickinson only on extreme emergencies. The Juvenile Program owes Mandan Youth Correctional Center \$21,346.20, the correctional center wants payment and refuse to take any more juveniles. We owe an outstanding bill of \$24,727.23 to N.D. Youth Corrections. Tribal Court does not have the money in the budget to pay these outstanding bills. Councilman Gillette stated that the Social Services Contract was revised last year to have funds used to pay some of these bills, due to the fact that some of the juveniles are in custody of Social Services. Evelyn Hale stated that both these vouchers are submitted for payment and are currently in Tribal Finance Office, it is held up because we don't have our funding yet. Councilman Gillette stated that Aberdeen did approve this and these provisions are allowable and suggested that we have Richard Mayer/CEO look at Circle of Life for possible payments on some of these bills to the correctional center some of them are probably alcohol related.

Council Gillette moved to direct Social Services to pay the bills to both facilities which are allowable under our 638 Social Services Contract, second by Councilman Wells..

VOTE: 3-Ayes, 0 Nays, 0 Abstentions, 0 – Not Voting. Motion passed.

09. Other Business:

David Hosie a new tenant at Drags Wolf Village complains about juveniles' vandalism in the village. David stated there is a police officer across the road from him and one that lives next door, no officer showed up until one hour later. David signed a complaint forms and these juveniles are still walking around. David stated that he has been getting the run around from Housing Authority, Law Enforcement and Tribal Court and nothing was done. He had no where else to go but here to the Judicial Committee to present his complaint. C.A. Wolf Eyes from Housing Authority, Frank Felix from Law Enforcement, and El-Marie Conklin from Tribal Court all discuss their roles in this complaint. Mervin suggested that Housing Authority, Law Enforcement and Tribal Court all meet together to solve this complaint. Councilman Gillette moved that Judicial Committee would support Housing Authority efforts to evict undesirable tenants for cause and after Housing, Law Enforcement and Tribal Court meet that they meet with the Judicial Committee regarding their purpose changes to make our policies and laws more clear. Second by Councilman Wells.

VOTE: 3-Ayes, 0- Nays, 0 - Abstention, 0 – Not Voting. Motion passed

10. Closed Session:

Dusty Brugh -Dancing Bull

11. Adjourn:

Councilman Gillette moved to adjourn at 4:42 p.m. and second by Councilman Wells,

VOTE: 3-Ayes, 0 Nays, 0 Abstentions, 0 Not Voting. Motion carried.

CERTIFICATION OF MINUTES

The undersigned, as Committee Chairman of the Judicial/Alcohol & Drug Committee of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Judicial/Alcohol & Drug Committee is composed of three (3) members, of whom three (3) constitute a quorum 3 members were present at a Judicial/Alcohol & Drug Committee meeting hereof duly called, noticed, convened and held on the 26 day of January, 2004 whereupon the Three Affiliated Tribes Committee Secretary presented the foregoing minutes for approval.

Said minutes of 6/9/03 were duly approved by the affirmative vote of 3, members approved, 0 members opposed, 0 members abstaining, 0 members not voting.

Submitted by: Connie Fox
Connie Fox/Committee Secretary

02/10/04
Date

Concurred by: Daylon Spotted Bear
Chairman Daylon Spotted Bear
Of the Judicial/Alcohol & Drug Committee

2-10-04
Date

ATTEST: Randy Phelan
Randy Phelan, Executive Secretary
Three Affiliated Tribes Business Council

5-24-04
Date