



MANDAN, HIDATSA, & ARIKARA
Three Affiliated Tribes, Fort Berthold Indian Reservation
404 Frontage Road, New Town, North Dakota 58763-9402
JUDICIAL COMMITTEE
MEETING NO. 04-03
September 10, 2003

01. CALL TO ORDER

Chairman Packineau called the meeting to order at 3:30 p.m.

02. ROLL CALL

Councilman Wells, Councilman Phelan, Councilman Packineau quorum is present.

03. APPROVAL OF THE AGENDA

Councilman Phelan moved to approve the Agenda and seconded by Councilman Wells.

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

04. FISH & GAME: (Todd Hall):

Todd has a problem with State Warden coming on the reservation and issuing out warrants to Non-Indian Game Hunters who paid for hunting licenses. Councilman Wells moved to direct Legal Dept. to draw up a Resolution pertaining to the State Warden on Tribal Land. Councilman Phelan seconded the motion.

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

05. FORT BERTHOLD TRIBAL COURT- (El Marie Conklin)

El Marie needs approval for attorneys to practice law in Tribal Court for David Hogue, William Severin and Diane F. Melbye, all have attorney licenses, not too sure on David Hogue. El Marie will research on David Hogue on his licenses Councilman Phelan moved to approve William Severin and Diane F. Melbye.

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

Councilman moved to accept the resignation of Michael Swallow, seconded by Councilman Wells.

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

El Marie reports on a status report on disorderly conduct this was referred to Legal for review and to be passed by Judicial Committee. Court does get a lot of calls for disorderly conducts on restraining orders. Chairman Packineau requested for Steve to get this written up before October 31st.2003.

The council needs to appoint someone for the sale of foreclosure property pursuant to the Tribes. Statute, on who conducts the foreclosure. Councilman Phelan suggested to El Marie to do a resolution on this to take to it to the full council.

El Marie is finding out reports and financial reports are not being submitted, she contacted Virgil Wilkinson to research this. In the financial reports there was to be \$34,000 in accounts and there is only \$8,000. Chairman Packineau directed El Marie to get with Angie to do a Tribal Audit on Tribal Court.

06. CLOSED SESSION: (Maggie Young Bear)

Tribal Judge- (El Marie Conklin):

07. LAW ENFORCEMENT: No one from Law Enforcement

08. DETOX CENTER/PARSHALL RESOURCE CENTER

A. De-Tox Center:

Jerry Irwin gave brief report on DeTox Center:

- Working with committals
- Public Intoxication law needs to be modified
- No funds for Veterans in the program.

Councilman Phelan suggested to meet with the state officials on funding for veterans.

B. Parshall Resource Center:

Karmen Taft gave brief report:

- transporting trailer from Custom Homes to Parshall
- disparity in funding process
- suggests charging \$20/Alcohol & drugging evaluation.

Councilman Packineau directed Karmen to draw up a proposal on the assessment fee and bring it back to the committee for review.

09. **PARSHALL WOMEN WITH CHILDREN:** No staff present.

10. **ADJOURNMENT:**

Councilman Wells moved to adjourn and seconded by Councilman Phelan.

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

Meeting adjourned at 6:46 p.m.


CERTIFICATION OF MINUTES

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

Said minutes of Sept 10, 2003 were duly approved by the affirmative vote of 3 members, 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/Drug & Alcohol Committee 

2-10-04
Date

ATTEST: Randy Phelan
Randy Phelan, Executive Secretary
Tribal Business Council

5-25-04
Date