



**THREE AFFILIATED TRIBES
JUDICIAL COMMITTEE MEETING**

NO. 06-05-NH

Thursday, June 6, 2006

CALLED MEETING TO ORDER:

Chairman Packineau called meeting to order @ 2:00 pm

ROLL CALL:

**Committee Chairman Packineau, Councilman Hale, Councilman White Calfe,
Councilman Wolf, Councilman Spotted Bear, Councilman Wells Jr.**

- 01. Law Enforcement -Bureau of Indian Affairs- Elmer Four Dance
Memorandum of Understanding between the Three Affiliated Tribes and
the Bureau of Indian Affairs for Law Enforcement Services Program
within the exterior Boundaries of the Fort Berthold Indian Reservation**

CONCERNS:

- **Two law enforcement agencies on the tribe**
- **Coverage of Police Officers in Segments**
- **Recognition of Newly Hired Police officers**
- **Liability for the tribe**

**The Last Judicial meeting the committee instructed BIA Law Enforcement
and Tribal Cops Fast Officers to follow the old MOU until the situation is
resolved June 6, 2006.**

Tribes Duties: Section 2, Page 3

- **Provide one (1) vehicle and maintenance cost each of the following
segments of the Reservation: Mandaree, White Shield, Four Bears,
Parshall and Twin Buttes**
- **Provide uniforms, equipment, ammunition, gun training/travel
expenses for tribal officers**
- **Require all tribal police officers to possessive valid North Dakota
State Drivers License**
- **Provide that two (2) tribal police officers stationed in each of the
following segments Reservation: Mandaree, White Shield, Four Bears,
Parshall, And Twin Buttes**
- **Require that tribal police officers work week holidays, and night
shifts, as needed, and provide reasonable compensation for any such
time and work**
- **Be responsible for administering the grant the Tribal Finance Office
and/or a representative designated by the Tribal Business Council**
- **Be responsible for all hiring of tribal officers utilizing the Tribal
Personnel and Procedures and minimum law enforcement standards,**

including background investigation be responsible for the termination of employ any tribal police officer, when justified.

- Work with the BIA in the development supplemental tribal personnel police procedure for application to tribal police officers
- Make arrangements with local vendor to provide fuel for patrol cars utilized the tribal officers
- Provide insurance and maintenance on patrol utilized by tribal police officers
- Allow tribal police officers to assist federal, stat, city, and county officers emergency situation, when assistance is required in other areas of the Reservation, or absence of BIA officers
- Assume exclusive liability for tribal officers to the extent provided by any appointment and controlling tribal or federal law.

BIA Duties:

- Provide technical assistance through the Captain Police and the Lead Police officer and ensure that the chain of command will be strictly complied with by each party to prevent fragmented supervision.
- Provide technical assistance to the TAT in the development of supplemental tribal personal policies and procedures for application to the tribe police officers and in the development of day today work assignments with the tribe representative's cooperation.
- Prepare monthly work schedules in conjunction with the tribal representative for all police office
- Provide technical guidance to assure continuity law enforcement activities and administrative responsibilities in cooperation with the TAT
- Provide on-the-job training and in-house training sessions relating to rules and regulations for police offices preparing training schedule conjunction with the tribal representative.
- Coordinate activities for enrolling new tribal police officers in training at the North Dakota State Training Academy in Bismarck, North Dakota with in ONE (1) year from date of selection or available openings, whichever is earlier.
- Assume exclusive liability for BIA police office
- Provide training and certification for all tribal police officers in firearms safety on a semi-annual basis.

Chain of Command:

Tribal Chief of Police- Nelson Heart Sr.

Sergeant of Tribal Police-Vernon Young Bear

Bureau of Indian Affairs

Chief of Police- Acting Chief of Police Jeff White

Lieutenant- Jeff White

Councilman Packineau- What is the Chain of command that we are to follow: We need to leave here today with something done to make sure that we no longer have this problem.

Expiration of MOU: Sept 30, 2006

Councilman Hale: under the BIA you are responsible for qualifying the police officers with fire arms?

Four Dance:

02. Sonny Black Feather

Comments

03. Mandaree Public School

- **Lack of Police Patrol**
- **Break in @ Clinic & Mandaree C-Store**
- **Intoxicated on the School Grounds**
- **Authority for Security for Mandaree School**

04. Presentation of the Drum

Elmer accepted a drum that was returned back to the Fort Berthold Indian Reservation from the Santee Sioux

05. Acting CEO by MHA Systems-Rich Mayer

- **Request for and advance of \$30,000 for payroll and other bills**

Councilman Hale moved to approve \$30,000 for MHA System and to be reimbursed in 60 days, Seconded by Councilman White Calfe

Discussion: No Discussion

VOTE: 6-0 Motion Carried

06. Personnel Issue-CLOSED SESSION

MAINTAIN ICBG





07. Twin Buttes Custom Homes
Councilman Spotted Bear moved to approve \$30,000 advance to be paid back by FBDC in 60 days, Second by Councilman White Calfe
Discussion: Forwarded to Full Council
VOTE: 6-0 Motion Carried
08. Tribal Cops Fast Rate of Pay
Councilman Wells Jr. moved to approve the Treasure to work with personnel evaluation and fair wages with for all cops fast considerable to a GS-8, Second By Councilman Spotted Bear
Discussion:
VOTE: 6-0 motion carried
09. Adjournment
Councilman Spotted Bear moved to adjourn, Second by Councilman White Calfe
Discussion:
VOTE: 6-0 Motion Carried

Adjourned @ 6:08 pm

CERTIFICATION

Dated the _____ day of _____ 2006,

ATTEST:

Britnee J. Fox
Britnee J. Fox/Committee Secretary's

Mervin Packineau
Mervin Packineau/Chairman of
Judicial Committee

