



**THREE AFFILIATED TRIBES  
JUDICIAL COMMITTEE NO. 13-11-JRP  
NOVEMBER 20, 2013**

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**CALL TO ORDER:**

Committee Chairman, Randy Phelan called the meeting to order at 1:30 pm.

**ROLL CALL:** Chairman Councilman Randy Phelan, Councilman Fred Fox, Councilman Mervin Packineau and Councilwoman Judy Brugh. A quorum was established with four members present.

**INVOCATION:** A Crow official gave the Invocation.

**01. APPROVAL OF AGENDA: JUDICIAL COMMITTEE MEMBER ADD-ONS:**

Committee Chairman: Add on: Visiting Crow Legislators (5). Other members reserved their add-ons.

Councilwoman Judy Brugh moved to approve the agenda as amended.  
Councilman Fred Fox seconded the motion.

VOTE: 3 Ayes. Motion carried.

**02. CROW LEGISLATURE VISITORS:**

- Provide lumber for homes
- Expanding land deposits
- TAT (Tie into Coal Deposits)

**03. ELDER CODE 1ST REVIEW:**

Councilman Mervin Packineau moved to accept the "Elder Abuse Code as a 1st Reading. Councilwoman Judy Brugh seconded the motion.

VOTE: 4 Ayes. Motion carried.

**04. EVELYN AKIPA LAY ADVOCATE:**

Councilman Mervin Packineau moved to hire Evelyn Akipa at a rate of \$25.00 per hour as a Lay Advocate for the Public Defender. Councilman Fred Fox seconded the motion.

VOTE: 4 Ayes. Motion carried.

**05. PRAIRIE PLAINS SAFETY SERVICE EQUIPMENT: Video Machines,**

PRESENTATION for Justice Center  
Equipment also records audio and has GPS Systems.  
DVR and Camera can Record  
Flash Light Snapshot shatter proof  
\$350.00 a light/body cameras.



06. **GERALD TEX FOX JUSTICE CENTER:**

Councilman Mervin Packineau motioned to support a credit card for the Justice Center. Discussion: Councilwoman Brugh said this has been approved before so maybe the Judicial Chair writes a directive to Federal Programs Manager to have this taken care of by Monday. Currently there is no housing for the Correction Officers.

07. **PURCHASE OF SALTER'S TRAILER COURT:**

Councilwoman Judy Brugh moved to recommend the purchase of Salter's Trailer Court 3.5 acres for 1.5 Million, to possibly build up 20-25 two story townhouses. PRIORITY PUT ON AGENDA. Lawrence Baker will be the point person and get together with essential staff and draft a budget. Councilman Mervin Packineau seconded the motion.

VOTE: 3 Ayes. Motion carried.

08. **GERALD TEX FOX JUSTICE CENTER CONSULTANT CONTRACT – CHRISTOPHER GRANT:**

Bonnie Red Fox said she didn't review the request and needs more justification for a sole source and Titus White Body needs to write a letter and will bring back to the next meeting.

NOTE: Councilman Fred Fox left the meeting.

09. **PUBLIC SAFETY COMMISSION POSITION DESCRIPTION REVIEW:**

Elmer Four Dance status..Come aboard after hunting season. Does he even want to come on board or not? This position is not needed and is creating havoc as the Law Enforcement staff doesn't want another line of authority. They need to advertise position. Judicial Committee was not informed and it is going to cause some staff problems. Agreement was solely between Chairman Hall and Elmer Four Dance. Bonnie Red Fox was not informed of an advertisement or contract with Elmer Four Dance. The Commission was approved quite a while ago. But it is what it is —Commission—not just one person to resolve disputes at the tribal level. Committee needs to take a serious look at this and rather hire police officers as opposed to one position. Need to recruit more officers.

10. **CONSULTANT CONTRACT CONDITIONED RESPONSE TRAINING LLC.**

Titus White Body will do a letter of request to Bonnie Red Fox, Federal Programs Officer requesting to execute this contract sole-source.

VOTE: 3 Ayes. Motion carried.



11. **FIRE MANAGEMENT:**

There was a fire on BIA 10 at an Oil Well site. TAT Energy and Environmental attended and put the fire out. The local towns will not respond to structural fires as they are overwhelmed with their own fires. The Tribal Fire Equipment was purchased from a company in Dickinson who is willing to train staff. Marle Baker will be given a directive to set up a meeting with Oil companies to organize a fire department as we are all part of it. The Tribe could enter into a contract with them.

12. **INTERTRIBAL TRANSPORTATION ASSOCIATION CONFERENCE:**

December 3-5th, 2013

Councilman Mervin Packineau moved the Tribe to become a member of the Intertribal Transportation Association and pay the membership fee of \$200. Councilwoman Judy Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

13. **DOMESTIC VIOLENCE PROGRAM:**

No telephone service for a few weeks

Safe House to open in a few weeks

Clients

Moving into the FEMA Trailer needs a lot of renovation

Telephone Interview with Councilman Randy Phelan regarding the Domestic Violence Safe house.

Media Policy – MHA

14. **CHILD SUPPORT FUNDING:**

Budget FY-014

Process Server

Need additional staff

MOA Agreement 2007 with State of North Dakota

Collections 25/75

Non-Custodial Parents paying

State Assistance from Clients

Verbal support on record to reassure Supervisor BRF Budget approval

15. **AMENDMENTS TO CHAPTER IV-A MOTOR VEHICLE CODE OF THE THREE AFFILIATED TRIBES TRIBAL CODE."**

Councilman Mervin Packineau moved to send the amendments of Chapter IV to full Council to review. Councilwoman Judy Brugh seconded the motion.



VOTE: 3 Ayes. Motion carried.

16. **VANDALISM/HEADLIGHTS RESOLUTION:**

Councilman Mervin Packineau moved to send the amendments of Chapter IV *Vandalism/Headlights* to full Council to review. Councilwoman Judy Brugh seconded the motion.

VOTE: 3 Ayes. Motion carried.

17. **MITILDA DILI, CUSTODY CASE/CLOSED SESSION:**

18. **LISA REDFORD: CLOSED SESSION:**

Propose ideas and bring back at the next Judicial.

19. **ADJOURNMENT:**

Councilman Mervin Packineau moved to adjourn the meeting. Councilwoman Judy Brugh seconded the motion. The meeting was adjourned at 5:20 pm.

VOTE: 3 Ayes. Motion carried.



**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the *Tribal Business Council's Judicial Committee* is composed of three (3) members and of whom three (3)\_\_\_\_,\_\_\_\_,\_\_\_\_ constitutes a quorum \_\_\_\_\_ were present at the meeting thereof duly called, notice, convened and held on the \_\_\_\_day of \_\_\_\_\_, 2014; that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of \_\_\_\_members; \_\_\_\_\_ members opposed; \_\_\_\_\_ members abstained; \_\_\_\_\_ members not voting.

Dated this\_\_\_\_ day of \_\_\_\_\_, 2014.

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**Councilman J. Randy Phelan /Chairperson  
Three Affiliated Tribes - Judicial Committee**

**ATTEST:**

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**Member, TAT Judicial Committee  
Tribal Business Council  
THREE AFFILIATED TRIBES**

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**Member, TAT Judicial Committee  
Tribal Business Council  
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