



**I. CALL TO ORDER:**

Committee Chairman Fred Fox called the meeting to order at 11:08 pm.

**II. ROLL CALL:**

*Present:* Councilman L. Kenneth Hall, Councilman Randy Phelan, Councilman Fred Fox.  
*Quorum established.*

**III. APPROVAL OF AGENDA:**

*Motion:* Councilman L. Kenneth Hall moved to approve agenda. Councilman Randy Phelan seconded the motion. Vote: 3-0-0-0. Motion carried.

**IV. APPROVAL OF MINUTES:**

*Motion:* Councilman Randy Phelan moved to approve the April 8<sup>th</sup>, 2015 minutes with corrections. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0-0. Motion carried.

*Motion:* Councilman Randy Phelan moved to approve the May 7<sup>th</sup>, 2015 minutes with corrections. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

*Discussion:* Item #9 should say Councilman Frank Grady seconded. Item 7-#2 Should say FG vote.

*Motion:* Councilman L. Kenneth Hall moved to approve the June 18<sup>th</sup>, 2015 minutes with corrections. Councilman Randy Phelan seconded the motion. Vote: 3-0-0-0. Motion carried.

*Discussion:* Item F: Should say Councilman Randy Phelan moved, Councilman Frank Grady seconded (Tribal Licenses Plates vote), Sherry Hall Councilman Fred Fox moved should read Councilman Randy Phelan, Tribal Business Council not TNT, Bowen Councilman Randy Phelan moved, Towing (insert with concurrence of the Chief of Police in discussion)

*Motion:* Councilman L. Kenneth Hall moved to approve the July 22<sup>nd</sup>, 2015 minutes with corrections. Councilman Randy Phelan seconded the motion. Vote: 3-0-0-0. Motion carried.

*Discussion:* edit Motion: Mike White, Chief of Police discussion [Check Recording]

*Motion:* Councilman Randy Phelan moved to approve the August 19<sup>th</sup>, 2015 minutes with corrections. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0-0. Motion carried.

*Motion:* Councilman L. Kenneth Hall moved to approve the September 16<sup>th</sup>, 2015 minutes with corrections. Councilman Randy Phelan seconded the motion. Vote: 3-0-0-0. Motion carried.

*Discussion:* Page 2: MF abstained 4-0-1-0, Page 3 should say Chairman Fox seconded.



**Motion:** Councilman Randy Phelan moved to approve the October 15<sup>th</sup>, 2015 minutes with corrections. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

V. **NEW BUSINESS:**

A. **Closed Session Requested** – *Maggie Halvorson* (**CLOSED SESSION**)

B. **Incident on 2/11/2016** (**CLOSED SESSION**) – *Doris Packineau*

C. **Black Mouth Society Request** – *Dennis Fox, Jr.*  
Requesting \$14,200 and raised \$1,800.

**Motion:** Councilman Randy Phelan moved forward to March 10<sup>th</sup>, 2016 Tribal Business Council for Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

D. **Complaint re: Police Officers** – *Carmen Halvorson, Iris Jackson*  
*Item deferred.*

E. **Closed Session Requested; Resolutions (2);** – *Chad Johnson*

F. **Contracts (3)** – *Titus White Body*

Questions concerning replacement and advertisement of personnel who left for Home Health Care. Councilman Randy Phelan stated that the CEO must do a letter to Elbowoods and redirected to be on call and available for law enforcement. The CEO has placed a freeze on new hires. Jobs Control (\$11,900) & NorthStar (\$13,600 – needs new resolution), Conditioned Response Training (was approved) payments have not been paid for 7 months and need a resolution. Caleb Dogeagle expressed concern over travel being stopped in the CEO's office. Rochelle spoke for the Finance department concerning salary authorizations not signed by the CFO due to not being in the budget.

**Motion:** Councilman Randy Phelan direct CEO to draft letter to EMHC CEO to have nurses & doctors on-call for the Law Enforcement/Justice Center. Councilman L. Kenneth Hall seconded the motion. Vote: Motion carried.

**Motion:** Councilman Randy Phelan moved to lift the freeze on salary authorizations and forward to the March 10<sup>th</sup>, 2016 Tribal Business Council meeting. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

**Discussion:** Councilman L. Kenneth Hall stated that there is communication issue with the CEO & Finance offices and vendors are waiting to be paid. Stay on salary authorizations should be a Tribal Business Council decision. Cheryl Bruce stated that the PO's are being held in finance.

G. **Closed Session Requested** – *Carolyn Spotted Horse*





**VI. REPORTS – PROGRAM UPDATES:**

**A. HR Tribal Programs - Cheryl Abe**

Back-ground policy legal review when completed a IDC/PS-2 back-ground (Third Party) training. Back-Ground Policy to match contract. Sarah Dogeagle stated that she has the same draft policy. REDW and policies, wage scales for the next Tribal Business Council.

**B. TAT Tribal Court - Diane Johnson**

Wynona Traversie submitted monthly report for February. Caleb Dogeagle recommends moving the prosecutors & public defenders to legal support code and discussed the need to have a meeting over budget concerns related to this issue. Court is still working on back-log of cases back to 2014 with data entry personnel. Timeline of goals developed and included in report. No changes in employee count and organizational chart was approved.

**Motion:** Councilman L. Kenneth Hall moved to forward Special Assistant moving expenses and to forward to the March 10<sup>th</sup> 2016 Tribal Business Council for the amount of \$2500 Councilman Randy Phelan seconded the motion. Vote: 3-0-0. Motion carried

**Discussion:** Attorney Nicholas Lewis provided an introduction and back-ground.

**FTR:** Final reading of the Elder Abuse Code to be placed on the March 10<sup>th</sup>, 2016 Tribal Business Council Agenda.

**C. TAT Law Enforcement - Nelson Heart**

**D. Homeland Security - Cliff Whitman**

Provided an oral report. Provided updates on emergency sirens, shelters, autopsy of Shell Creek horses,

**E. Criminal Investigation - Nelson Heart**

Discussion of the Federal Programs manager directing CEDS Program not to apply for a grant. Discussion of property & supply issues. Discussion of the need to increase the LE budget. Councilman Randy Phelan would like the Judicial Commission to submit their budget to this Committee to follow the funds back into LE.

**Motion:** Councilman L. Kenneth Hall moved for policies for Law Enforcement to handle personnel & back-ground checks for their department and to forward to the March 10<sup>th</sup>, 2016 Tribal Business Council meeting. Councilman Randy Phelan seconded the motion. Vote: 3-0-0. Motion carried.

**Discussion:** Caleb Dogeagle has the resolution reviewed already.

**Motion:** Councilman L. Kenneth Hall moved to forward approval of new police units (licensing & registration) in concurrence with TAT Property & Supply and to forward to the March 10<sup>th</sup>, 2016 Tribal Business Council meeting. Councilman Randy Phelan seconded the motion. Vote: 3-0-0. Motion carried.



**Motion:** Councilman Randy Phelan moved to return the \$1.2 million cut from Law Enforcement budget and forward to the March 10<sup>th</sup>, 2016 Tribal Business Council meeting. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Motion carried.

**F. Adult Detention - Titus White Body**

*Item addressed above.*

**G. Juvenile Detention - Mike Young Bird**

Provided a written and oral report. Provided information concerning client training activities. Jennifer Lenning provided an update on the tracking program.

**H. Child Support - Ellen Otterman**

*Item tabled.*

**I. Domestic Violence - Sadie Young Bird**

*Item addressed.*

**J. TAT Legal - Caleb Dogeagle**

*Item addressed above.*

**K. Public Safety Commission - Gerald White**

Provided a written and oral report on drug investigations. Introduced Neil Marley who provided an introduction. Current need is the money to do drug buys for investigation work.

*FTR: El Marie Conklin asked for a copy of the judicial review. Discussed*

**Motion:** Councilman Randy Phelan moved to forward to the Justice Commission concerns of El Marie Conklin. Councilman L. Kenneth Hall seconded the motion.

**VII. ADJOURNMENT:**

**Motion:** Councilman Randy Phelan moved to adjourn the meeting. Councilman L. Kenneth Hall seconded the motion. Vote: 3-0-0. Meeting adjourned at 2:45pm.





**CERTIFICATION**

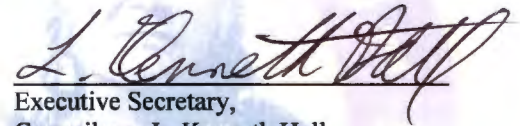
I, the undersigned, as Chairman for the Tribal Business Council 's Judicial Committee of the of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's Judicial Committee is composed of three [3] members of whom [2] constitute a quorum; 3 were present at the Judicial Meeting thereof duly called, noticed, convened and held on the 3<sup>rd</sup> day of March 2016; that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 3 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Dated this 6<sup>th</sup> day of October, 2016.

**ATTEST:**



Judicial Committee Chairman,  
Councilman Fred Fox  
Tribal Business Council  
Three Affiliated Tribes



Executive Secretary,  
Councilman L. Kenneth Hall  
Tribal Business Council  
Three Affiliated Tribes