



**I. CALL TO ORDER**

Meeting called to order at 10:43AM

**II. ROLL CALL**

*Present:* Councilman Fred Fox, Councilman Randy Phelan, Councilman Frank Grady, Chairman Mark N. Fox. *Quorum established.*

**III. APPROVAL OF AGENDA**

*Motion:* Councilman Randy Phelan moved to approve the agenda. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.

**IV. JUSTICE COMMISSION**

Today's topics include the Juvenile and Many Ribs case brought before the committee. Chairman Mark N. Fox expressed his committed to separation between the tribal government and the courts/Justice Commission with the exception of ICWA Rights. We do have the obligation that the court system is running as it should. Discussion of red flags that came to light over a guardianship of a tribal member. Discussion of ethics, licensing standards ND rules of ethics that need to be addressed. Also procedure of licensing of standards perhaps through the College for local lay advocates. Chairman Mark N. Fox discussed have had these things in place in the past but due to circumstances documents are lost or misplaced. The code is being rebound and reviewed, and evaluated but needs to be approve. Caleb Dogeagle informed the group of the Code project that was approved and should be completed in 6 months. Discussed the need for something approved in the interim and the criminal code is a priority. Discussion of inappropriate behavior of judge and the Justice Commissions experience and authority in the area. Chairman Mark N. Fox informed the group of the only purpose of today is make sure the court has a system in place to review judicial inappropriateness.

Discussion of the concerns of Attorney Vance Gillette over the need for more judges. Form briefs, and wiliness of court forms being easy to use and self-explanatory, community education, court calendar, and web site.

Elder Abuse Code and the wish for the Justice Commission to review the code before public comment. Budget limitation are the biggest barrier to meeting. Guardianship and conservatorship protection programs could have someone in their office to act as an emergency legal guardian.

Rules of conduct utilize whatever jurisdiction of licensure. Chairman Mark N. Fox recommends developing our own licensing standards and process of review for complaints, with quarter work session meeting to iron out procedural matters.

After the investigation of the attorney in question in the Long Elk issue a claim to the bar can be made. Discussion of the budget and MP asked that the budget should not be



decreased. The need for a strategic plan for the court system is really needed. With all the items that need to address the Commission will meet monthly.

**Law Enforcement** – *Nelson Heart*

Discussion of the transition of Highway Patrol and budgets, and moving more employees to the Federal side of the budget. BIA Investigator Mike White has been deployed to Pine Ridge for 30 days and may need a request to his supervisor to approach the Council. Mandaree bomb threats discussed and the lack of a school protocol and will be working with Cliff Whitman. Discussion of solving divisiveness and getting everyone under one umbrella. Discussion of scheduling officers during peak activity times preferably at night. Chip White provided a report on drug activities and the sharing of information between departments and jurisdictions. Background information and history on opiate and methamphetamine of Fort Berthold was provided. Prevalent trend at this time are prescription pills in 2015. In 2016, drug buys have been predominantly meth and constant. Approximately 9 controlled buys of meth this year. 2 tribal search warrants, 2 federal search warrants. 27 indictments, 63 separate incident. \$333,238 in street value seized to date for drugs. Provided an overview of partnerships. Discussion of drug money forfeiture and disbursement of money and property seized.

**Victim Services** – *Sadie Young Bird*

Discussion of improving communications providing information concerning (murder or homicide) victims and their families. Concerns over budget cuts and current over budget and the loss of 5 positions. \$7,013 dollar bill for plumbing is keeping the Mandaree shelter closed. Chairman Mark N. Fox lets develop a capital program to develop these services.

***Motion:*** Councilman Randy Phelan to pay the \$7,013 that the CEO will find the funds. Councilman Frank Grady seconded the motion. Vote: 3-0-0. Motion carried.

**Game & Fish**

Discussion on the need to define the scope of Game & Fish authority. Discussion of the need to upgrade the dispatch system and with the 15% budget cut would have to cut 1.5 employees. Have 6 active officers. Also discussed the need for programs need to all seek auxiliary program funding sources. The possibility of increasing hunting and fishing permit fees.

**Juvenile Detention** - *Mike Young Bird*

The need for the Juvenile Codes to be updated with recommendations from Mike Young Bird.

**I. ADJOURNMENT**

***Motion:*** Councilman Randy Phelan moved to adjourn the meeting. Councilman Frank Grady seconded the motion. Meeting adjourned at 1:10PM. Vote: 4-0-0.



THREE AFFILIATED TRIBES  
TRIBAL BUSINESS COUNCIL  
SPECIAL JUDICIAL COMMITTEE  
APRIL 15<sup>TH</sup>, 2016 MINUTES

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**CERTIFICATION**

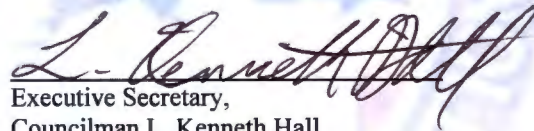
I, the undersigned, as Chairman for the Tribal Business Council 's Judicial Committee of the of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's Judicial Committee is composed of three [3] members of whom [2] constitute a quorum; 3 were present at the Judicial Meeting thereof duly called, noticed, convened and held on the 15<sup>th</sup> day of April 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 13<sup>th</sup> day of September, 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