



CALL TO ORDER:

The Committee Chairman, Councilman Fred Fox called the meeting to order at 11:07AM.

PRAYER:

Prayer by Councilman Frank Grady

ROLL CALL:

Present: Councilman Fred Fox. Councilman Frank Grady, Councilwoman Monica Mayer, Chairman Mark N. Fox. *Quorum established.*

FTR: Tribal Court Staff were mostly all in attendance.

FTR: Chairman Mark N. Fox joined the meeting.

I. APPROVAL OF AGENDA:

II. APPROVAL OF MINUTES:

- 1/9/2017 Judicial Meeting Minutes
- 1/31/2017 Judicial Meeting Minutes

Item deferred.

III. NEW BUSINESS:

A. Tribal Court

Councilman Fred Fox wanted to touch on these issues for Tribal Court. Councilwoman Monica Mayer added a couple more.

- 1) Chief Judge
- 2) Justice Commission
- 3) Positions in Tribal Court
- 4) Court Days
- 5) Court cases per month
- 6) Civil Law Back log
- 7) Criminal Law Back log
- 8) Juvenile Law Back log
- 9) Tribal Codes
- 10) Administration
- 11) Chief Judge/Prosecutors
- 12) Warrants
- 13) Warriors of the 21st Century

Chairman Mark Fox spoke on Judicial system, and has great concerns. He talked about the new court house, construction and opening. He addressed the Tribal court employees about their jobs, ethics, and court system duties. Councilman Frank Grady spoke to the Tribal Court employees. Councilman Fred Fox had the Administrator step up and let the



Committee know who is in attendance for the meeting. Court should have staff meetings every week, twice a month or even once a month.

a) Court Administrator - Wynona Traversie

Wynona Traversie provided an update and Organizational Plans, status of hiring and vacancies to the Committee. We are having staff/department meetings. We have no Public Defender currently. Prosecutor's Office is fully staffed, but we will be short staffed soon. Chief Clerk of Court recently hired. Everyone introduced themselves and job duties to the Committee. 22 total employees with 9 vacancies with 3 advertised. There is no one there to make these calls. Caleb Dogeagle recommended appointing an Associate Judge or Magistrate as interim Chief Judge. Chairman Mark N. Fox said, "We can ratify that and do that". The Prosecutor Robert ? provided an overview court process for hearings & arrangements. He noted that the biggest issues are people that don't show up for hearings. Wynona Traversie explained her process for bringing on temporary hires and follows the Tribal Policies & Procedures. Also verified that she was aware of the correct process of Employee Suspension.

Caleb Dogeagle thinks we should save this issue for closed session. Chairman Mark N. Fox expressed the need to be careful about doing indefinite suspensions due to employment rights. Carolyn Spotted Horse, Court Recorder discussed improving internal processes and controls. Councilman Fred Fox recommended regular staff meetings. Wynona Traversie discussed her process of conducting meetings and managing staff by conducting staff meetings every other Friday and regularly communicating with the Department heads daily. The Prosecutor discussed pretrial procedures discussed for release, Letters of Compliance, UA recommendations. Chairman Mark N. Fox recommended alternative ways to have Community/Volunteer Service for those on probation or awaiting sentencing. Charlene Knight, Chief Clerk of Court provided an update on the Clerk of Court Office. Discusses employee issues that are causing low moral among the five Clerks. Provided a report of Civil & criminal cases completed or open. Millie Berryhill, Juvenile Court Judge provided a report of the Juvenile Court. Noted that they lost Mark Houle to another and hope to find a replacement. Kimberly Pierce, Juvenile Probation Officer provided a report on her activities. Noted that the current focus is on the case back log. The back log is at 80 cases which should be done by next week. Court is on Wednesdays with informal hearings on Tuesday and Thursdays. Judge Millie Berryhill stated that parents are a big part of these repeat offenders and need to held liable and be more involved. Councilwoman Monica Mayer recommending updating the Juvenile Codes and drug use, parental waivers for treatment. Judge Millie Berryhill discussed the rule for 90-day deadline for adjudication. Discussion of procedural avenues to address unruly out of control children and civil liabilities of the parents. Also discussion of penalties for mothers using drugs or alcohol while pregnant. Dr. Monica Mayer will investigate and return with information on the White Earth Mom's Program.

FTR: Councilman Randy Phelan joined the meeting.

Wynona Traversie noted that the Court will be moving into the new Court house soon. stated that she feels Tribal Court is coming to fruition by next month when we move into the new building in about a month with a grand opening.



FTR: *The next work session we can have is on next Friday March 31st.*

Judge Seaworth stated that they needed someone there with authority to sign out the cases.

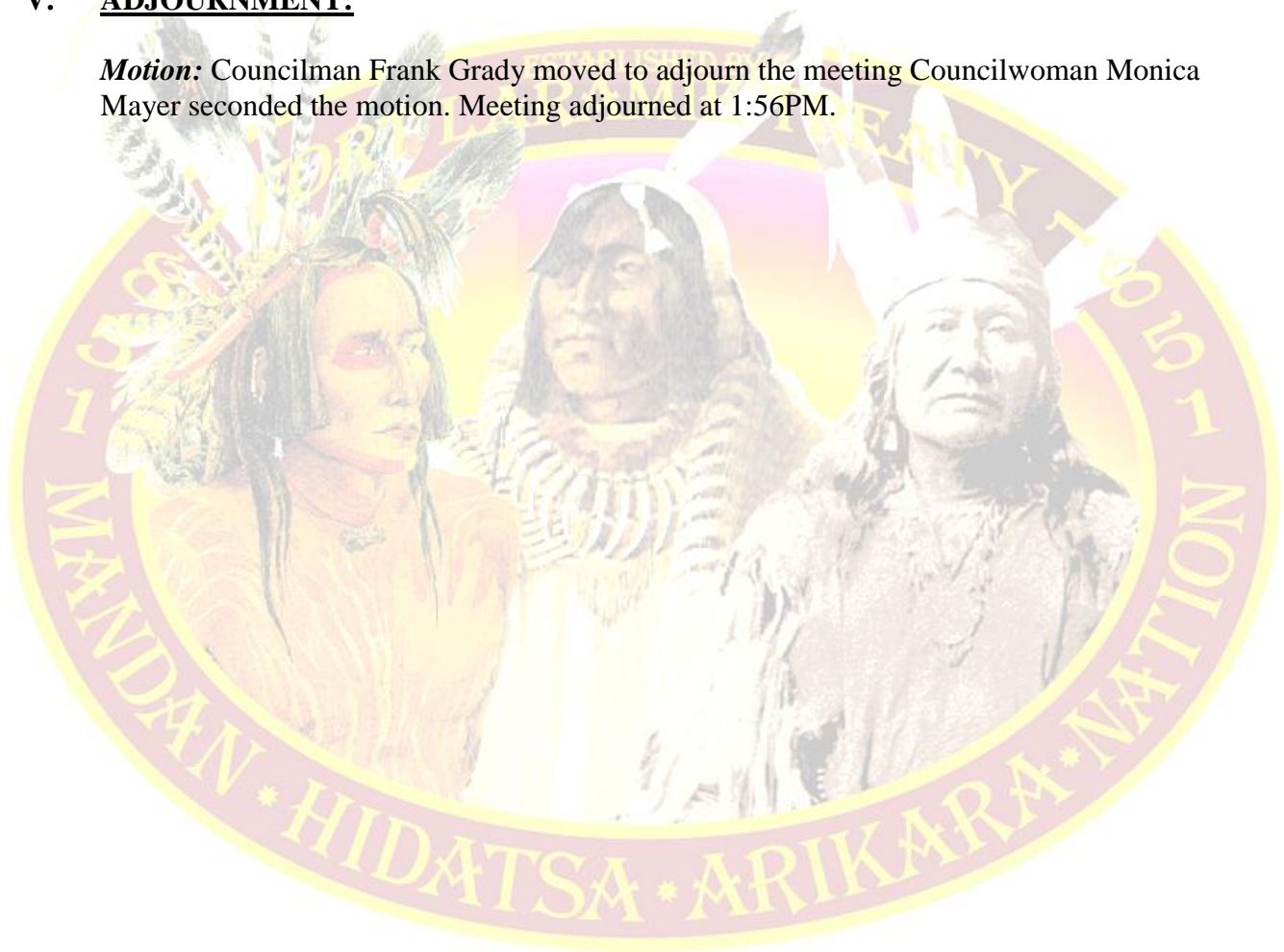
IV. CLOSED SESSION

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- A. **Tribal Court** – *Wynona Traversie*
- B. **TAT Legal Department** – *Caleb Dogeagle*

V. ADJOURNMENT:

Motion: Councilman Frank Grady moved to adjourn the meeting Councilwoman Monica Mayer seconded the motion. Meeting adjourned at 1:56PM.





CERTIFICATION

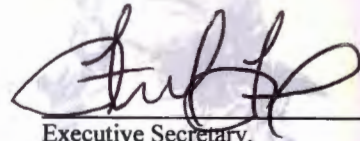
I, the undersigned, as Chairman for the Tribal Business Council 's Judicial Committee of the of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's Judicial Committee is composed of three [3] members of whom [2] constitute a quorum; 3 were present at the Judicial Meeting thereof duly called, noticed, convened and held on the 22nd day of March 2017; 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 24th day of April, 2017.

ATTEST:



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



Executive Secretary,
Councilman Fred W. Fox
Tribal Business Council
Three Affiliated Tribes